

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

DUNN
Mailed: July 13, 2004

Opposition No. 91158580

Applied Information
Management Institute Applied
Information Management
Institute

v.

Ralph King

Elizabeth A. Dunn, Attorney:

On March 19, 2004, the Board issued notice of default to applicant because no answer had been filed. On April 23, 2004, applicant filed a response and motion, with opposer's consent, to extend applicant's time to answer.

Accordingly, the notice of default is set aside, and applicant's consented motion to extend is hereby granted.

Because the parties are negotiating for a possible settlement of this case, proceedings herein are suspended until six months from the mailing date of this action, subject to the right of either party to request resumption at any time. See Trademark Rule 2.117(c).

In the event that there is no word from either party concerning the progress of their negotiations, upon

conclusion of the suspension period, proceedings shall resume without further notice or order from the Board, upon the schedule set out below.

Applicant is allowed THIRTY DAYS from resumption in which to answer the notice of opposition. The parties are allowed the same THIRTY DAYS in which to serve responses to any outstanding discovery requests. Trial dates, including the close of discovery, are reset as follows: Discovery is open and the close of discovery and trial dates are set as follows:

PROCEEDINGS RESUME:	January 7, 2005
THE PERIOD FOR DISCOVERY TO CLOSE:	June 5, 2005
30-day testimony period for party in position of plaintiff to close:	September 3, 2005
30-day testimony period for party in position of defendant to close:	November 2, 2005
15-day rebuttal testimony period to close:	December 17, 2005

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

E-Government Initiatives at the Trademark Trial and Appeal Board:

TTAB forms for electronic filing are now available at <http://estta.uspto.gov>.

Images of TTAB proceeding files can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.

Changes:

Parties should also be aware of changes in the rules affecting trademark matters, including rules of practice before the TTAB. See Rules of Practice for Trademark-Related Filings Under the Madrid Protocol Implementation Act, 68 Fed. R. 55,748 (September 26, 2003) (effective November 2, 2003) Reorganization of Correspondence and Other Provisions, 68 Fed. Reg. 48,286 (August 13, 2003) (effective September 12, 2003). Notices concerning the rules changes are available at www.uspto.gov.