

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: March 14, 2006

Opposition No. 91160397

EXEL OYJ

v.

EDMONT P. D'ASCOLI,
Trustee of the Edmont P.
D'Ascoli Revocable Living
Trust dated May 24, 1996

**Thomas W. Wellington,
Interlocutory Attorney:**

This proceeding now comes up on opposer's motion (filed January 30, 2006) to extend its testimony period.

On March 13, 2005, at 2:15 pm eastern time, the Board convened a telephone conference between Jeffrey Nelson, Esq., counsel for opposer, and Martin Hsia, Esq., counsel for applicant, and the above-referenced Board attorney responsible for resolving interlocutory matters in this case.

The Board has reviewed the parties' arguments and submissions. Good cause having been shown, opposer's motion is granted to the extent that its initial testimony period shall open April 17, 2006 and close April 21, 2006 solely for purposes of taking the deposition testimony of Mr. Aki

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Karihtala. Fed. R. Civ. P. 6(b). Accordingly, the trial dates are rescheduled as follows:

Five (5) day testimony period for plaintiff in the opposition to close: 4/21/06

Thirty (30) day testimony period for defendant in the opposition and as plaintiff in the counterclaim to close: 6/20/06

Thirty (30) day testimony period for defendant in the counterclaim and its rebuttal testimony as plaintiff in the opposition to close: 8/19/06

Fifteen (15) day rebuttal testimony period for plaintiff in the counterclaim to close: 10/3/06

Briefs shall be due as follows:
[See Trademark rule 2.128(a)(2)].

Brief for plaintiff in the opposition shall be due: 12/2/06

Brief for defendant in the opposition and as plaintiff in the counterclaim shall be due: 1/1/07

Brief for defendant in the counterclaim and its reply brief (if any) as plaintiff in the opposition shall be due: 1/31/07

Reply brief (if any) for plaintiff in the counterclaim shall be due: 2/15/07

If the parties stipulate to any extension of these dates, the motion should set forth the dates in the format shown in this order. See Trademark Rule 2.121(d).

An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.