

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

Lms

Mailed: June 15, 2005

Opposition No. 91163013

Franklin Loufrani

v.

PERLIN, B. MICHAEL

Linda Skoro, Interlocutory Attorney

On May 18, 2005, applicant filed an answer to the opposition and a counterclaim to cancel opposer's pleaded registration(s). Applicant filed the proper fees.

Opposer and counterclaim defendant, Franklin Loufrani, is allowed until **THIRTY DAYS** from the mailing date of this order to file an answer to the counterclaim. See Trademark Rules 2.106(b)(2)(iii) and 2.121(b)(2).

In accordance with the Trademark Rules of Practice, discovery is open, and the close of discovery and testimony dates are reset as indicated below.¹ In each instance, a copy of the transcript of testimony, together with copies of documentary exhibits, must be served on the adverse party

¹On June 6, 2005, opposer filed a request for an extension of time of 60 days. That is hereby granted. Because a new trial schedule had not been issued to include the counterclaim, and an answer thereto, the dates are being further reset.

within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

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| THE PERIOD FOR DISCOVERY TO CLOSE: | 9/5/2005 |
| 30-day testimony period for plaintiff in the opposition to close: | 12/4/2005 |
| 30-day testimony period for defendant in the opposition and as plaintiff in the counterclaim to close: | 2/2/2006 |
| 30-day testimony period for defendant in the counterclaim and its rebuttal testimony as plaintiff in the opposition to close: | 4/3/2006 |
| 15-day rebuttal testimony period for plaintiff in the counterclaim to close: | 5/18/2006 |
| Briefs shall be due as follows: [See Trademark rule 2.128(a)(2)]. Brief for plaintiff in the opposition shall be due: | 7/17/2006 |
| Brief for defendant in the opposition and as plaintiff in the counterclaim shall be due: | 8/16/2006 |
| Brief for defendant in the counterclaim and its reply brief (if any) as plaintiff in the opposition shall be due: | 9/15/2006 |
| Reply brief (if any) for plaintiff in the counterclaim shall be due: | 9/30/2006 |

If the parties stipulate to any extension of these dates, the papers should be filed in triplicate and 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.