

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

Mailed: May 2, 2006

Opposition No. **91163682**

America Online, Inc.

v.

Triple-V (1999) Limited

Linda Skoro, Interlocutory Attorney

This case comes up on opposer's motion to compel discovery responses, filed October 19, 2005. The motion is unopposed.

The substance of opposer's motion to compel is that opposer timely served discovery on applicant on February 3, 2005, consisting of the first set of interrogatories, and on July 27, 2005 a second set of interrogatories. After communication with applicant's counsel, on August 30, 2005 applicant served amended answers to the first set of interrogatories and unsigned and unverified answers to the second set of interrogatories. As of the date of filing of this motion, applicant has not provided verified responses or requested an extension of time to serve responses to the second set of interrogatories and opposer alleges that many of the answers provided are "contradictory, inconsistent, and incomplete."

In that applicant did not oppose this motion, it is hereby granted. Trademark Rule 2.127(a). Applicant shall respond to opposer's interrogatories through a verified response to the second set of interrogatories and correct the deficiencies that opposer identified in its motion. Applicant has **thirty days** from the date hereof to fully answer opposer's outstanding discovery.

Opposer's motion for a resetting of the testimony periods is hereby granted and trial dates are reset as indicated below.

Discovery period to close:	CLOSED
30-day testimony period for party in position of plaintiff to close:	7/1/2006
30-day testimony period for party in position of defendant to close:	8/30/2006
15-day rebuttal testimony period to close:	10/14/2006

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.

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