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

am/gcp

Mailed: March 16, 2009

Opposition No. 91166858

Winn Incorporated

v.

Wynn Resorts Holdings, LLC

George C. Pologeorgis, Interlocutory Attorney:

On January 27, 2009 the Board denied applicant's proposed amendment and allowed the parties time to submit a new proposed amendment. No response was received. In view thereof, this case will proceed with the identification of goods as originally identified in the application.

Accordingly, proceedings herein are resumed and trial dates are reset as follows:

Discovery period to close:	**June 17, 2009**
Thirty-day testimony period for party in position of plaintiff to close:	**September 15, 2009**
Thirty-day testimony period for party in position of defendant to close:	**November 14, 2009**
Fifteen-day rebuttal testimony period to close:	**December 29, 2009**

NEWS FROM THE TTAB:

The USPTO published a notice of final rulemaking in the Federal Register on August 1, 2007, at 72 F.R. 42242. By this notice, various rules governing Trademark Trial and Appeal Board inter partes proceedings are amended. Certain amendments have an effective date of August 31, 2007, while most have an effective date of November 1, 2007. For further information, the parties are referred to a reprint of the final rule and a chart summarizing the affected rules, their changes, and effective dates, both viewable on the USPTO website via these web addresses:
http://www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf
http://www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf

By one rule change effective August 31, 2007, the Board's standard protective order is made applicable to all TTAB inter partes cases, whether already pending or commenced on or after that date. However, as explained in the final rule and chart, this change will not affect any case in which any protective order has already been approved or imposed by the Board. Further, as explained in the final rule, parties are free to agree to a substitute protective order or to supplement or amend the standard order even after August 31, 2007, subject to Board approval. The standard protective order can be viewed using the following web address:
http://www.uspto.gov/web/offices/dcom/ttab/tbmp/stndagmnt.htm