

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

Mailed: May 23, 2006

Opposition No. 91169283

Barton Brands, Ltd.

v.

Nix, Gretchen

Vionette Baez, Paralegal Specialist

On March 31, 2006, applicant filed an answer to the opposition and a counterclaim to cancel opposer's pleaded registration(s). Applicant filed the proper fee.

Opposer and counterclaim defendant, Barton Brands, Ltd., filed its answer to applicant's counterclaim on May 11, 2006.

In accordance with the Trademark Rules of Practice, discovery is open, and the close of discovery and testimony dates are reset as indicated below. 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.

**THE PERIOD FOR DISCOVERY TO CLOSE: 9/9/2006**

30-day testimony period for party  
in position of plaintiff in the  
opposition to close: 12/8/2006

30-day testimony period for party  
in position of defendant in  
the opposition and plaintiff in  
the counterclaim to close: 2/6/2007

30-day rebuttal testimony period  
for plaintiff in the opposition and  
defendant in the counterclaim  
to close: 4/7/2007

15-day rebuttal testimony period for  
plaintiff in the counterclaim to  
close: 5/22/2007

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

Brief for plaintiff in the  
opposition shall be due: 7/21/2007

Brief for defendant in the  
opposition and plaintiff in  
the counterclaim shall be due: 8/20/2007

Brief for defendant in the  
counterclaim and reply brief,  
if any, for plaintiff in the  
opposition shall be due: 9/19/2007

Reply brief, if any, for  
plaintiff in the counterclaim  
shall be due: 10/4/07

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.

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