

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

Mailed: August 6, 2007

Opposition No. 91172461

Trademark Management Company

v.

CHARLIE BROWN di Rutigliano &
Figli S.r.l. l.

George C. Pologeorgis, Interlocutory Attorney:

This case now comes up on opposer's motion, filed May 8, 2007 to compel applicant to answer opposer's first request for production of documents and opposer's first set of interrogatories, as well as provide opposer with a privilege log. Applicant has failed to file a brief in response to opposer's motion. Accordingly, opposer's motion to compel discovery is hereby granted as conceded. See Trademark Rule 2.127(a).

Applicant is allowed until **thirty days** of the mailing date of this order to respond to opposer's first set of document requests and first set of interrogatories in full and provide opposer with a privilege log to the extent applicant is asserting privilege with respect to any of opposer's discovery requests. Should applicant fail to

provide the ordered responses and privilege log, then opposer's remedy will lie in a motion for entry of sanctions, in the form of entry of judgment sustaining the opposition. See Trademark Rule 2.120(g)(1).

Proceedings are hereby resumed. The Board notes that opposer filed its motion to compel on the last day of discovery. Nonetheless, the Board, in its discretion, and in order to allow this proceeding to move forward in an orderly fashion, hereby resets the discovery period as indicated below for the limited purpose of allowing opposer to take follow-up discovery, if necessary. Applicant is precluded from propounding any discovery at this juncture. Trial dates are also reset as follows:

DISCOVERY TO CLOSE (limited to opposer's follow-up discovery)	October 10, 2007
Thirty-day testimony period for party in position of plaintiff to close:	January 8, 2008
Thirty-day testimony period for party in position of defendant to close:	March 8, 2008
Fifteen-day rebuttal testimony period for plaintiff to close:	April 22, 2008

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.

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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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