

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

Mailed: July 6, 2012

Opposition No. 91183857

Premium Denim, LLC

v.

Paige Hamilton

Jennifer Krisp, Interlocutory Attorney:

On June 12, 2012, applicant filed a motion to compel discovery. Opposer did not file a brief in response thereto.

The motion to compel discovery is timely and is otherwise in compliance with Trademark Rule 2.120(e)(1). See TBMP § 523.02 (3d ed. rev. 2012).

Accordingly, the motion to compel is hereby granted as conceded. See Trademark Rule 2.127(a); TBMP § 502.04 (3d ed. rev. 2012).

Opposer is directed to serve on applicant, within thirty days of the mailing date of this order, responses to Applicant's First Set of Requests for Production of Documents and Things. Opposer must respond in full and without objection on the merits thereof. See *No Fear Inc. v. Rule*, 54 USPQ2d 1551 (TTAB 2000); TBMP § 403.03 (3d ed. rev. 2012).

In the event that opposer fails to provide responses as ordered herein, applicant's remedy may lie in a motion for the entry of sanctions in the form of entry of judgment, as appropriate. See Trademark Rule 2.120(g)(1); TBMP § 411.05 (3d ed. rev. 2012).

Schedule

Proceedings are resumed. Trial dates are hereby reset as follows:¹

Plaintiff's 30-day Trial Period Ends	9/28/2012
Defendant's Pretrial Disclosures due	10/13/2012
Defendant's 30-day Trial Period Ends	11/27/2012
Plaintiff's Rebuttal Disclosures due	12/12/2012
Plaintiff's 15-day Rebuttal Period Ends	1/11/2013

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 Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

¹ The Board notes that applicant asserts in its supporting declaration of counsel that opposer served its pretrial disclosures on May 29, 2012.

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