

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

Mailed: September 30, 2008

Opposition No. 91184754

Helsinn Healthcare SA

v.

sanofi-aventis

George C. Pologeorgis, Interlocutory Attorney:

Applicant's consented motion (filed September 22, 2008) to extend disclosure, discovery and trial dates is granted. Trademark Rule 2.127(a).<sup>1</sup>

Inasmuch as discovery had already opened prior to applicant's filing of the aforementioned consented motion to extend, discovery remains open. However, the remaining trial schedule for this proceeding is reset as follows:

Initial Disclosures Due	<b>10/31/2008</b>
Expert Disclosures Due	<b>2/28/2009</b>
Discovery Closes	<b>3/30/2009</b>
Plaintiff's Pretrial Disclosures	<b>5/14/2009</b>
Plaintiff's 30-day Trial Period Ends	<b>6/28/2009</b>
Defendant's Pretrial Disclosures	<b>7/13/2009</b>

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<sup>1</sup> The Board notes that the parties conducted their discovery conference on August 26, 2008.

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Defendant's 30-day Trial Period Ends	8/27/2009
Plaintiff's Rebuttal Disclosures	9/11/2009
Plaintiff's 15-day Rebuttal Period Ends	10/11/2009

**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](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>