

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

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Mailed: January 27, 2010

Opposition No. 91191845

South Cone, Inc.

v.

Ramey Lewis

Karl Kochersperger, Paralegal

Applicant's "motion to accept late answer" filed January 11, 2010 is noted.<sup>1</sup> Applicant's motion is being construed by the Board as a motion to reopen its time to answer, given that applicant is technically in default by failing to file an answer by the time as last reset. Applicant's request is granted and applicant is allowed until February 26, 2010 to file an answer.

Accordingly, answer and trial dates, including conferencing and disclosure dates, are reset as indicated below:

Time to Answer	2/26/10
Deadline for Discovery Conference	3/28/10
Discovery Opens	3/28/10
Initial Disclosures Due	4/27/10
Expert Disclosures Due	8/25/10
Discovery Closes	9/24/10
Plaintiff's Pretrial Disclosures	11/8/10

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<sup>1</sup> Applicant notes that opposer has agreed not to oppose applicant's motion.

Plaintiff's 30-day Trial Period Ends	12/23/10
Defendant's Pretrial Disclosures	1/7/11
Defendant's 30-day Trial Period Ends	2/21/11
Plaintiff's Rebuttal Disclosures	3/8/11
Plaintiff's 15-day Rebuttal Period Ends	4/7/11

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 taking of testimony. Trademark Rule 2.125.

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.