

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

Mailed: June 21, 2010

Opposition No. 91194379

Cornfields, Inc.

v.

Adeena Weiss d/b/a Skinny
Munch Corp.

**M. Catherine Faint,
Interlocutory Attorney:**

On June 17, 2010 the Board held a telephone conference involving Adeena Weiss, appearing pro se for Skinny Munch Corp., Richard Biaggi and Jeremy Roe, counsel for Cornfields, Inc., and Interlocutory attorney Catherine Faint, Board attorney responsible for resolving interlocutory matters in this case.

Before the Board is applicant's motion, filed May 10, 2010, to extend time to file its answer until June 25, 2010. Answer was originally due in this case on May 12, 2010. Applicant's motion was erroneously docketed by the TTAB as a stipulation to extend time to answer.¹ Applicant confirmed that she was an attorney and an officer of the applicant corporation appearing pro se on its behalf. She stated that

¹ The motion itself and its cover sheet make no mention of the motion as a stipulated or consented one, titling it as a "Motion for extension of time to answer or otherwise plead."

she had worked with a Board representative to file her electronic motion, and confirmed that it was not one that was filed with consent.

Opposer's response, filed May 12, 2010, vehemently objected to the motion and its alleged "assertion that it has obtained opposer's consent or stipulation for an extension of time." During the conference, after hearing the Board's explanation of the docketing error, opposer withdrew its objections and consented to the extension of time to answer.

Accordingly, applicant's motion to extend time to answer to **June 25, 2010**, is granted.

The Board directed applicant's counsel to the Board's electronic resources on the USPTO webpage. The parties were reminded that they could request Board participation in a discovery conference if they wished.

Conferencing, discovery, disclosure and trial dates are reset as set out below.

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| Time to Answer | 6/25/2010 |
| Deadline for Discovery Conference | 7/25/2010 |
| Discovery Opens | 7/25/2010 |
| Initial Disclosures Due | 8/24/2010 |
| Expert Disclosures Due | 12/22/2010 |
| Discovery Closes | 1/21/2011 |
| Plaintiff's Pretrial Disclosures | 3/7/2011 |
| Plaintiff's 30-day Trial Period Ends | 4/21/2011 |
| Defendant's Pretrial Disclosures | 5/6/2011 |
| Defendant's 30-day Trial Period Ends | 6/20/2011 |
| Plaintiff's Rebuttal Disclosures | 7/5/2011 |
| Plaintiff's 15-day Rebuttal Period Ends | 8/4/2011 |

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.
