

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

Mailed: November 9, 2013

Opposition No. 91211215

Bohager Holdings, LLC

v.

Total Nutritional Holdings LLC

Denise M. DelGizzi,
Technical Program Manager:

On August 30, 2013, applicant filed an answer to the opposition and a counterclaim to cancel opposer's pleaded registration no. 4299901. Applicant filed the proper fee.

Opposer and counterclaim defendant, Bohager Holdings, LLC's answer, filed September 27, 2013, is noted and entered into the record. In accordance with the Trademark Rules of Practice, conferencing, disclosure, discovery and testimony period dates are reset as indicated below.

Answer to Counterclaim Due	Answer filed
Deadline for Discovery Conference	December 9, 2013
Discovery Opens	December 9, 2013
Initial Disclosures Due	January 8, 2014
Expert Disclosures Due	May 8, 2014
Discovery Closes	June 7, 2014
Plaintiff's Pretrial Disclosures	July 22, 2014
30-day testimony period for plaintiff's testimony to close	September 5, 2014
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	September 20, 2014
30-day testimony period for defendant and plaintiff in the counterclaim to close	November 4, 2014

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Counterclaim Defendant's and Plaintiff's Rebuttal November 19, 2014
Disclosures Due

30-day testimony period for defendant in the January 3, 2015
counterclaim and rebuttal testimony for plaintiff
to close

Counterclaim Plaintiff's Rebuttal Disclosures Due January 18, 2015

15-day rebuttal period for plaintiff in the February 17, 2015
counterclaim to close

Brief for plaintiff due April 18, 2015

Brief for defendant and plaintiff in the May 18, 2015
counterclaim due

Brief for defendant in the counterclaim and reply June 17, 2015
brief, if any, for plaintiff due

Reply brief, if any, for plaintiff in the July 2, 2015
counterclaim due

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 Rule 2.128(a) and (b). An oral hearing will be set only upon