

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: April 21, 2014

Opposition No. 91211760

Quintessentially (UK) Limited

v.

101 West 57th Street Investors, LLC

Monique Tyson, Paralegal Specialist:

On April 2, 2014, applicant filed an answer to the opposition and a counterclaim to cancel opposer's pleaded registration(s).¹ Applicant submitted the required fee. It has come to the Board's attention that ESTTA, the Board's electronic system, was unable to process all counterclaims as indicated. Applicant's response filed April 10, 2014 in reference to the Board's order dated April 10, 2014 only instituting the counterclaim in one registration is noted. The Board regrets this error.

The fees submitted by applicant have been applied against Registration Nos. 3546992 (classes 16, 18, 35, 36, 39, 41 and 43); 3888453 (classes 43 and 44); 3906140 (class 43); and 3912687 (classes 25, 35, 36, 39, 41, 42, 43 and 45).

¹ Applicant's appearance filed April 16, 2014 is noted.

Opposer and counterclaim defendant, Quintessentially (UK) Limited, is allowed until thirty days from the mailing date of this order to file an answer to the counterclaim. *See* Trademark Rule 2.106(b)(2)(iii).

Answer to Counterclaim Due	May 17, 2014
Deadline for Discovery Conference	June 16, 2014
Discovery Opens	June 16, 2014
Initial Disclosures Due	July 16, 2014
Expert Disclosures Due	November 13, 2014
Discovery Closes	December 13, 2014
Plaintiff's Pretrial Disclosures	January 27, 2015
30-day testimony period for plaintiff's testimony to close	March 13, 2015
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	March 28, 2015
30-day testimony period for defendant and plaintiff in the counterclaim to close	May 12, 2015
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due	May 27, 2015
30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close	July 11, 2015
Counterclaim Plaintiff's Rebuttal Disclosures Due	July 26, 2015
15-day rebuttal period for plaintiff in the counterclaim to close	August 25, 2015
Brief for plaintiff due	October 24, 2015
Brief for defendant and plaintiff in the counterclaim due	November 23, 2015
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due	December 23, 2015
Reply brief, if any, for plaintiff in the counterclaim due	January 7, 2016

In accordance with the Trademark Rules of Practice, conferencing, disclosure, discovery and testimony periods are reset as indicated below. *See* Trademark Rule 2.121(b)(2). 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. *See* Trademark Rule 2.125.

If the parties file a motion to suspend or extend these dates, the motion should set forth the proposed dates in the format shown in this order. *See* Trademark Rule 2.121(d).

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.

cc:

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