

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

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Mailed: July 17, 2015

Opposition No. 91216503

Sturgis Motorcycle Rally, Inc.

v.

John Paul Dejoria

**Robert H. Coggins,
Interlocutory Attorney:**

Motion to Compel

Opposer's motion to compel (filed June 16, 2015) is granted as conceded. Trademark Rules 2.120(e) and 2.127(a). Applicant is allowed until thirty days from the mailing date of this order to serve upon Opposer responses to the outstanding interrogatories and document requests without objection on the merits.¹ In the event Applicant fails to comply with this order, he may be subject to sanctions, potentially including entry of judgment. Fed. R. Civ. P. 37(b)(2); Trademark Rule 2.120(g)(1).

¹ The Board has previously distinguished objections on the merits of a discovery request from other types of objections such as confidentiality or privilege. *See Amazon Technologies Inc. v. Wax*, 93 USPQ2d 1702, 1706 n.5 (TTAB 2009), *citing No Fear Inc. v. Rule*, 54 USPQ2d 1551, 1554 (TTAB 2000).

Schedule

Dates are reset on the following schedule.

Compelled Discovery Due	30 days
Plaintiff's 30-day Trial Period Ends	9/21/2015
Defendant's Pretrial Disclosures	10/6/2015
Defendant's 30-day Trial Period Ends	11/20/2015
Plaintiff's Rebuttal Disclosures	12/5/2015
Plaintiff's 15-day Rebuttal Period Ends	1/4/2016

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.