

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: October 10, 2015

Opposition No. 91222582

*ETAM*

*v.*

*Undies E-Commerce LLC*

**Veronica P. White, Paralegal Specialist:**

On August 31, 2015, Applicant filed an answer to the opposition and a counterclaim to cancel Opposer's pleaded Registration No. 4270721. Applicant submitted the required fee. In view thereof, Applicant's answer and the counterclaim are hereby accepted.

On September 25, 2015, Opposer and counterclaim defendant, ETAM, filed an answer to Applicant's counterclaim.

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.

|   |                   |
|---|-------------------|
| Deadline for Discovery Conference   | November 8, 2015  |
| Discovery Opens   | November 8, 2015  |
| Initial Disclosures Due   | December 8, 2015  |
| Expert Disclosures Due  | April 6, 2016     |
| Discovery Closes  | May 6, 2016       |
| Plaintiff's Pretrial Disclosures  | June 20, 2016     |
| 30-day testimony period for plaintiff's testimony to close  | August 4, 2016    |
| Defendant/Counterclaim Plaintiff's Pretrial Disclosures   | August 19, 2016   |
| 30-day testimony period for defendant and plaintiff in the counterclaim to close                        | October 3, 2016   |
| Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due                                       | October 18, 2016  |
| 30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close | December 2, 2016  |
| Counterclaim Plaintiff's Rebuttal Disclosures Due   | December 17, 2016 |
| 15-day rebuttal period for plaintiff in the counterclaim to close                                       | January 16, 2017  |
| Brief for plaintiff due   | March 17, 2017    |
| Brief for defendant and plaintiff in the counterclaim due   | April 16, 2017    |
| Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due                      | May 16, 2017      |
| Reply brief, if any, for plaintiff in the counterclaim due  | May 31, 2017      |

**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.