

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: March 28, 2017

Opposition No. 91226340

American Council on Exercise

v.

William John Matin

Rochelle Adams, Paralegal Specialist:

The suspension period having expired with no word from either party concerning the status of their negotiations, and the Board further notes that Opposition Number 91203539 was terminated back on March 13, 2017. No response has been received from either party.

Accordingly, proceedings herein are RESUMED and trial dates are reset as indicated below:

Deadline for Discovery Conference	4/27/2017
Discovery Opens	4/27/2017
Initial Disclosures Due	5/27/2017
Expert Disclosures Due	9/24/2017
Discovery Closes	10/24/2017
Plaintiff's Pretrial Disclosures	12/8/2017
Plaintiff's 30-day Trial Period Ends	1/22/2018
Defendant's Pretrial Disclosures	2/6/2018
Defendant's 30-day Trial Period Ends	3/23/2018
Plaintiff's Rebuttal Disclosures	4/7/2018
Plaintiff's 15-day Rebuttal Period Ends	5/7/2018

The parties should notify the Board of any address or email address changes for the parties or their attorneys.

Generally, the Federal Rules of Evidence apply to Board trials. Trial testimony is taken and introduced out of the presence of the Board during the assigned testimony periods. The parties may stipulate to a wide variety of matters, and many requirements relevant to the trial phase of Board proceedings are set forth in Trademark Rules 2.121 through 2.125. These include pretrial disclosures, the manner and timing of taking testimony, matters in evidence, and the procedures for submitting and serving testimony and other evidence, including affidavits, declarations, deposition transcripts and stipulated evidence. Trial briefs shall be submitted in accordance with Trademark Rules 2.128(a) and (b). Oral argument at final hearing will be scheduled only upon the timely submission of a separate notice as allowed by Trademark Rule 2.129(a).