

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: January 18, 2017

Opposition No. 91231805

David J. Witchell Salon & Spa, Inc.

v.

Intelligent Nutrients, LLC

Ellen Yowell, Paralegal Specialist:

On January 12, 2017, Opposer filed a notice of return of the service copy of the notice of opposition.

The Board has obtained a more current zip code for Applicant after conducting an online search and believes that service could be effected when documents are re-mailed to the following:¹

**Sherri L. Rohlf
Siegel Brill P.A.
100 Washington Avenue South
Suite 1300
Minneapolis, MN 55401-2151**

Accordingly, the order is remailed as indicated above.²

¹ Applicant is reminded of its responsibility to ensure that the Board has its current correspondence address. If a party fails to notify the Board of a change of address, with the result that the Board is unable to serve correspondence on the party, default judgment may be entered against the party. *See* TBMP § 117.07.

² A copy of the notice of opposition can be viewed using TTABVUE at:
<http://ttabvue.uspto.gov>.

Applicant is allowed until forty days from the mailing date of this order in which to inform this Office of its correct address in order that all records may be amended. Compliance with Trademark Rule 2.193(3) and Trademark 2.119(a) is required.

In view of the circumstances, the time for filing an answer to the notice of opposition is extended to forty days from the mailing date of this order. Notice is hereby given that unless the Applicant listed herein, its assigns or legal representatives, shall enter an appearance, answer or other response to the notice of opposition within the time provided in this order, the opposition may proceed as in the case of default.

In accordance with the Trademark Rules of Practice, conference, disclosure, discovery, and trial dates are reset as indicated below.

Time to Answer	2/27/2017
Deadline for Discovery Conference	3/29/2017
Discovery Opens	3/29/2017
Initial Disclosures Due	4/28/2017
Expert Disclosures Due	8/26/2017
Discovery Closes	9/25/2017
Plaintiff's Pretrial Disclosures Due	11/9/2017
Plaintiff's 30-day Trial Period Ends	12/24/2017
Defendant's Pretrial Disclosures Due	1/8/2018
Defendant's 30-day Trial Period Ends	2/22/2018
Plaintiff's Rebuttal Disclosures Due	3/9/2018
Plaintiff's 15-day Rebuttal Period Ends	4/8/2018
Plaintiff's Opening Brief Due	6/7/2018
Defendant's Brief Due	7/7/2018
Plaintiff's Reply Brief Due	7/22/2018

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.

If the parties to this proceeding are also parties to other Board proceedings involving related marks or, during the pendency of this proceeding, they become parties to such proceedings, they should notify the Board immediately, so that the Board can consider consolidation of proceedings.