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

Baxley

Mailed: January 23, 2018

Opposition No. 91237431

Plaza Izalco, Inc.

v.

Pharmadel

Andrew P. Baxley, Interlocutory Attorney:

The stipulations to extend dates herein that Opposer filed on January 2 and 22, 2018, are granted.[1] Dates herein are reset as follows.

Deadline for Discovery Conference	2/2/2018
Discovery Opens	2/2/2018
Initial Disclosures Due	3/4/2018
Expert Disclosures Due	7/2/2018
Discovery Closes	8/1/2018
Plaintiff's Pretrial Disclosures Due	9/15/2018
Plaintiff's 30-day Trial Period Ends	10/30/2018
Defendant's Pretrial Disclosures Due	11/14/2018
Defendant's 30-day Trial Period Ends	12/29/2018
Plaintiff's Rebuttal Disclosures Due	1/13/2019
Plaintiff's 15-day Rebuttal Period Ends	2/12/2019
Plaintiff's Opening Brief Due	4/13/2019
Defendant's Brief Due	5/13/2019
Plaintiff's Reply Brief Due	5/28/2019

[1] Neither stipulation is based on settlement negotiations. *Cf.* TBMP § 509.01(a); *Boston Red Sox Baseball Club LP v. Chaveriat*, 87 USPQ2d 1767, 1767 n.1 (TTAB 2008) ("It is unlikely the Board will find good cause for a motion to extend or suspend for settlement if the motion is filed after answer but prior to the discovery conference, precisely because the discovery conference itself provides an opportunity to discuss settlement.").

Request for Oral Hearing (optional) Due 6/7/2019

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, matters in evidence, the manner and timing of taking testimony, 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).