

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
General Email: TTABInfo@uspto.gov

September 23, 2019

Opposition No. 91249631

Wright & McGill Co.

v.

David Dunbar

Victoria von Vistauxx, Paralegal Specialist:

Applicant's motion, filed August 23, 2019, to extend time to file its answer to the notice of opposition, and to extend conference, disclosure, discovery and trial dates, is granted as conceded. Trademark Rule 2.127(a).

An answer must be filed through ESTTA, the Board's Electronic System for Trademark Trials and Appeals. *See* Trademark Rule 2.106(b)(1).

Answer due date, conference, disclosure, discovery and trial dates are reset in accordance with the schedule as indicated below.¹

Time to Answer	10/23/2019
Deadline for Discovery Conference	11/22/2019
Discovery Opens	11/22/2019
Initial Disclosures Due	12/22/2019
Expert Disclosures Due	4/20/2020
Discovery Closes	5/20/2020
Plaintiff's Pretrial Disclosures Due	7/4/2020

¹ Applicant's motion for extension of time to file an answer to the notice of opposition does not specify the duration for which the extension is sought. Further request for extension or suspension, if any, must specify the duration.

Plaintiff's 30-day Trial Period Ends	8/18/2020
Defendant's Pretrial Disclosures Due	9/2/2020
Defendant's 30-day Trial Period Ends	10/17/2020
Plaintiff's Rebuttal Disclosures Due	11/1/2020
Plaintiff's 15-day Rebuttal Period Ends	12/1/2020
Plaintiff's Opening Brief Due	1/30/2021
Defendant's Brief Due	3/1/2021
Plaintiff's Reply Brief Due	3/16/2021
Request for Oral Hearing (optional) Due	3/26/2021

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).