

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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RSC

November 5, 2024

Opposition No. 91288715

*National Academy of Recording Arts &
Sciences, Inc.*

v.

Granny The Label LLC

Rebecca Stempien Coyle, Interlocutory Attorney:

On October 22, 2024 the Board allowed Applicant five days for its counsel to refile the September 30, 2024 extension of time. Inasmuch as the motion was not refiled, the motion will receive no further consideration.

The Board further notes that on November 4, 2024, Applicant filed with the Board copies of its answers to Opposer's interrogatories. (28 TTABVUE and 29 TTABVUE).

Written disclosures or disclosed documents, requests for discovery, responses thereto, and materials or depositions obtained through the disclosure or discovery process should not be filed with the Board, except when submitted with a motion relating to disclosure or discovery, or in support of or in response to a motion for summary judgment, or under a notice of reliance, when permitted, during a party's testimony period. Trademark Rule 2.120(k)(8).

The record reflects that the interrogatory responses were not filed with respect to any of these specific reasons. In view thereof, the parties are advised that the Board will give no further consideration to the interrogatory responses which were filed.

Accordingly, proceedings are **RESUMED** and dates are reset as follows.

Expert Disclosures Due	3/4/2025
Discovery Closes	4/3/2025
Plaintiff's Pretrial Disclosures Due	5/18/2025
Plaintiff's 30-day Trial Period Ends	7/2/2025
Defendant's Pretrial Disclosures Due	7/17/2025
Defendant's 30-day Trial Period Ends	8/31/2025
Plaintiff's Rebuttal Disclosures Due	9/15/2025
Plaintiff's 15-day Rebuttal Period Ends	10/15/2025
Plaintiff's Opening Brief Due	12/14/2025
Defendant's Brief Due	1/13/2026
Plaintiff's Reply Brief Due	1/28/2026
Request for Oral Hearing (optional) Due	2/7/2026

Important Trial and Briefing Instructions

Generally, the Federal Rules of Evidence generally 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). Such briefs should

utilize citations to the TTABVUE record created during trial, to facilitate the Board's review of the evidence at final hearing. *See* TBMP § 801.03. 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).

TIPS FOR FILING EVIDENCE, TESTIMONY, OR LARGE DOCUMENTS

The Board requires each submission to meet the following criteria before it will be considered: 1) pages must be legible and easily read on a computer screen; 2) page orientation should be determined by its ease of viewing relevant text or evidence, for example, there should be no sideways or upside-down pages; 3) pages must appear in their proper order; 4) depositions and exhibits must be clearly labeled and numbered – use separator pages between exhibits and clearly label each exhibit using sequential letters or numbers; and 5) the entire submission should be text-searchable. Additionally, submissions must be compliant with Trademark Rules 2.119 and 2.126. Submissions failing to meet all of the criteria above may require re-filing. **Note:** Parties are strongly encouraged to check the entire document before filing.¹ The Board will not extend or reset proceeding schedule dates or other deadlines to allow time to re-file documents. For more tips and helpful filing information, please visit the [ESTTA help](#) webpage.

¹ To facilitate accuracy, ESTTA provides thumbnails to view each page before submitting.

