

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Baxley

Mailed: July 29, 2003

Cancellation No. 92/040,758

ARTHUR M. AHALT

v.

MILTON BORDWIN

Andrew P. Baxley, Interlocutory Attorney:

The Board, in a February 6, 2003 order, set aside a notice of default and allowed petitioner until thirty days therefrom to file a withdrawal of the petition to cancel, failing which the Board would reset applicant's time to answer. No such withdrawal is of record.

Accordingly, applicant is allowed until **thirty days** from the mailing date of this order to file an answer to the notice of opposition.

Discovery is open and the close of discovery and trial dates are set as follows:

DISCOVERY PERIOD TO CLOSE:	11/28/03
Plaintiff's 30-day testimony period to close:	2/26/04
Defendant's 30-day testimony period to close:	4/26/04
15-day rebuttal testimony period to close:	6/10/04

Cancellation No. 40,758

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 Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.