

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

Mailed: February 11, 2011

Cancellation No. 92053437

The FRS Company

v.

Bodyonics, Ltd.

Karl Kochersperger, Paralegal Specialist:

The Board's order of February 9, 2011 was returned as undeliverable by the U.S. Postal Service. It is noted that registrant's address was not updated in the proceeding file. The Board apologizes for this oversight. Accordingly, the Board's order of February 9, 2011 is hereby re-mailed.

Petitioner's notice of ineffective service filed January 19, 2011 is noted. Petitioner has noted that the petition to cancel were forwarded to registrant but was returned by the Postal Service as undeliverable.

This Office conducted a whereabouts search and located a more current address for respondent via the Internet. The Office believes that service upon registrant could be effected and would be accepted when documents are mailed as follows:

Bodyonics, Ltd.
41 Mercedes Way, Unit 17
Edgewood, NY 11717

Accordingly, the above notice, with enclosure, is remailed as indicated above.

Registrant 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(b) and Trademark 2.119(a) is required.

If there has been any transfer of interest in the involved registration, registrant must so advise the Board and registrant must submit copies of the appropriate documents. See Section 10 of the Trademark Act and Patent and Trademark Rules 3.71 and 3.73.

In view of the circumstances, the time for filing an answer to the petition to cancel is extended to **FORTY DAYS** from the mailing date of this order. Notice is hereby given that unless the registrant listed herein, its assigns or legal representatives, shall enter an appearance, answer or other response to the petition within the time frame allowed, the cancellation may proceed as in the case of default.

In accordance with the Trademark Rules of Practice, conferencing, disclosure, discovery and testimony dates are set below. 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.

Time to Answer	3/23/11
Deadline for Discovery Conference	4/22/11
Discovery Opens	4/22/11
Initial Disclosures Due	5/22/11
Expert Disclosures Due	9/19/11
Discovery Closes	10/19/11
Plaintiff's Pretrial Disclosures	12/3/11
Plaintiff's 30-day Trial Period Ends	1/17/12
Defendant's Pretrial Disclosures	2/1/12
Defendant's 30-day Trial Period Ends	3/17/12
Plaintiff's Rebuttal Disclosures	4/1/12
Plaintiff's 15-day Rebuttal Period Ends	5/1/12

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.

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.