

ESTTA Tracking number: **ESTTA895577**

Filing date: **05/09/2018**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92058950
Party	Defendant Variety House Dist. LLC
Correspondence Address	VARIETY HOUSE DIST LLC 3450 S OCEAN BLVD PALM BEACH, FL 33480 UNITED STATES Email: Kimmarieflores@outlook.com
Submission	Other Motions/Papers
Filer's Name	kimmarieflores
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Signature	/kimmarieflores/
Date	05/09/2018
Attachments	ttabvue-92058950-CAN-41.pdf(60381 bytes)

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

Mailed: April 19, 2017

Cancellation No. 92058950

PDR Cigars USA Inc.

v.

Variety House Dist. LLC

Karl Kochersperger, Paralegal Specialist:

The appearance and change of correspondence address for Respondent filed April 6, 2017, are noted. Respondent has appointed new counsel and the proceeding file has been updated to reflect this.

In view thereof, proceedings are resumed and dates are reset as follows:

Plaintiff's 30-day Trial Period Ends	5/20/2018
Defendant's Pretrial Disclosures Due	6/4/2018
Defendant's 30-day Trial Period Ends	7/19/2018
Plaintiff's Rebuttal Disclosures Due	8/3/2018
Plaintiff's 15-day Rebuttal Period Ends	9/2/2018
Plaintiff's Opening Brief Due	11/1/2018
Defendant's Brief Due	12/1/2018
Plaintiff's Reply Brief Due	12/16/2018

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).