

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

dmd

Mailed: September 15, 2014

Opposition No. 92059515

Fitness Labs Nutrition Corporation

v.

Pink Nutrition

**Denise M. DelGizzi,
Technical Program Manager:**

Opposer's amended notice of opposition, filed September 2, 2014, is noted.

Pursuant to Fed. R. Civ. P. 15 (a)(1)(B), made applicable to Board proceedings by Trademark Rule 2.116(a), a party to an inter partes proceeding may amend its pleading once as a matter of course within 21 days from the date of service of a responsive pleading.

Inasmuch as the date of service of applicant's answer to the notice of opposition falls within the time allowed according to Trademark Rule 2.116(a), such amended pleading is accepted and is now opposer's operative pleading in this proceeding.

In view thereof, applicant is allowed until **October 15, 2014** to file an answer to the amended notice of opposition.

Conferencing, disclosure, discovery, and trial dates are reset on the following schedule.

Cancellation No. 92059515

Time to Answer	10/15/2014
Deadline for Discovery Conference	11/14/2014
Discovery Opens	11/14/2014
Initial Disclosures Due	12/14/2014
Expert Disclosures Due	4/13/2015
Discovery Closes	5/13/2015
Plaintiff's Pretrial Disclosures	6/27/2015
Plaintiff's 30-day Trial Period Ends	8/11/2015
Defendant's Pretrial Disclosures	8/26/2015
Defendant's 30-day Trial Period Ends	10/10/2015
Plaintiff's Rebuttal Disclosures	10/25/2015
Plaintiff's 15-day Rebuttal Period Ends	11/24/2015

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