

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: August 13, 2015

Cancellation No. 92061918

*Quadro Der Grossbaukasten Limited, former-
ly known as Quadro Sued Ltd*

v.

*Q. Original Plastics UG and Von Wulfig
GmbH & Co. KG*

Karl Kochersperger, Paralegal Specialist:

Petitioner's notice (filed August 4, 2015) of failure of service of the petition for cancellation is noted. The copy of the petition to cancel was forwarded to Respondent but was returned by the Postal Service as undeliverable.

The Board has obtained a more current address for Respondent after conducting an whereabouts search and believes that service could be effected when documents are remailed to the following:¹

Q. Original Plastics UG
Georg Wilhelm Strasse 52B
Hamburg, 21107 Germany²

Accordingly, the order is remailed as indicated above.³

¹ Respondent is reminded of its responsibility to ensure that the Board has its current correspondence address. If a party fails to notify the Board of a change of address, with the result that the Board is unable to serve correspondence on the party, default judgment may be entered against the party. *See* TBMP § 117.07.

² Petitioner notes that was able to successfully serve Respondent at this address with its motion to suspend for foreign civil action (filed July 30, 2015).

Respondent 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(3) and Trademark 2.119(a) is required.

If there has been any transfer of interest in the involved registration, respondent 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 respondent listed herein, its assigns or legal representatives, shall enter an appearance, answer or other response to the petition within the time provided in this order, the cancellation may proceed as in the case of default.

In accordance with the Trademark Rules of Practice, conference, disclosure, discovery and trial dates are reset as indicated below.

Time to Answer	9/22/2015
Deadline for Discovery Conference	10/22/2015
Discovery Opens	10/22/2015
Initial Disclosures Due	11/21/2015
Expert Disclosures Due	3/20/2016
Discovery Closes	4/19/2016
Plaintiff's Pretrial Disclosures	6/3/2016
Plaintiff's 30-day Trial Period Ends	7/18/2016
Defendant's Pretrial Disclosures	8/2/2016
Defendant's 30-day Trial Period Ends	9/16/2016
Plaintiff's Rebuttal Disclosures	10/1/2016
Plaintiff's 15-day Rebuttal Period Ends	10/31/2016

³ A copy of the petition to cancel can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.

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.

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.

cc:

Von Wulfing GmbH & Co. KG
Kieler Strasse 55
Wiemersdorf, 24649 Germany⁴

⁴A courtesy copy is being mailed to Respondent's other address of record listed in the registration file.