UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
TTAB Assistance Center: 571-272-8500

Mailed: January 15, 2018

Cancellation No. 92067118

RoundPoint Mortgage Servicing Corporation

v.

Pentagon Federal Credit Union

Karl Kochersperger, Paralegal Specialist:

On January 8, 2018, Respondent filed an answer to the petition to cancel and a counterclaim to cancel petitioner's pleaded Registration(s) No. 4571735. Respondent submitted the required fee.

Petitioner and counterclaim defendant, RoundPoint Mortgage Servicing Corporation, is allowed until thirty days from the mailing date of this order to file an answer to the counterclaim**.** *See* Trademark Rules 2.114(b)(3)(iii).

In accordance with the Trademark Rules of Practice, the parties' obligation to hold their discovery conference by the deadline stated in the prior order is stayed, and conferencing, disclosure, discovery and testimony periods are reset as indicated below. *See* Trademark Rule 2.121(b)(2).

Answer to Counterclaim Due	2/14/2018
Deadline for Discovery Conference	3/16/2018
Discovery Opens	3/16/2018
Initial Disclosures Due	4/15/2018
Expert Disclosures Due	8/13/2018
Discovery Closes	9/12/2018
Pretrial Disclosures Due for Party in Position of Plaintiff in Original Claim	10/27/2018
30-day Trial Period Ends for Party in Position of Plaintiff in Original Claim	12/11/2018
Pretrial Disclosures Due for Party in Position of Defendant in Original Claim and in Position of Plaintiff in Counterclaim	12/26/2018
30-day Trial Period Ends for Party in Position of Defendant in Original Claim, and in Position of Plaintiff in Counterclaim	2/9/2019
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Original Claim and in Position of Defendant in Counterclaim	2/24/2019
30-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Original Claim, and in Position of Defendant in Counterclaim	4/10/2019
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Counterclaim	4/25/2019
15-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Counterclaim	5/25/2019
Opening Brief for Party in Position of Plaintiff in Original Claim Due	7/24/2019
Combined Brief for Party in Position of Defendant in Original Claim and Opening Brief as Plaintiff in Counterclaim Due	8/23/2019
Combined Rebuttal Brief for Party in Position of Plaintiff in Original Claim and Brief as Defendant in Counterclaim Due	9/22/2019
Rebuttal Brief for Party in Position of Plaintiff in Counterclaim Due	10/7/2019
Request for Oral Hearing (optional) Due	10/17/2019

When parties stipulate to the rescheduling of a deadline for pretrial disclosures and subsequent testimony periods or to the rescheduling of the closing date for discovery and the rescheduling of subsequent deadlines for pretrial disclosures and testimony periods, a stipulation presented in the form used in a trial order, signed by the parties, or a motion in said form signed by one party and including a statement

that every other party has agreed thereto, shall be submitted to the Board through ESTTA, with the relevant dates set forth and an express statement that all parties agree to the new dates. *See* Trademark Rule 2.121(d).

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).