

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
General Email: TTABInfo@uspto.gov

WF

January 23, 2020

Cancellation No. 92070411

Lucid Sound, Inc.

v.

Team IP Holdings, LLC

Winston Folmar, Interlocutory Attorney:

On November 22, 2019, the Board approved the parties' revised, stipulated motion to amend the involved registration, namely, Registration No. 5365711. 11 TTABVUE. However, the amendment did not include a withdrawal of the petition to cancel and Petitioner was ordered to apprise the Board whether the amendment resolved the proceeding. *Id.* at 2. To date, the Board has not received any response from Petitioner or otherwise.

Accordingly, proceedings are resumed and dates are reset as follows:

Discovery Closes	March 22, 2020
Plaintiff's Pretrial Disclosures Due	May 6, 2020
Plaintiff's 30-day Trial Period Ends	June 20, 2020
Defendant's Pretrial Disclosures Due	July 5, 2020
Defendant's 30-day Trial Period Ends	August 19, 2020
Plaintiff's Rebuttal Disclosures Due	September 3, 2020
Plaintiff's 15-day Rebuttal Period Ends	October 3, 2020
BRIEFS ARE DUE AS FOLLOWS:	
Plaintiff's Main Brief Due	December 2, 2020

Defendant's Main Brief Due	January 1, 2021
Plaintiff's Reply Brief Due	January 16, 2021
REQUEST FOR ORAL HEARING:	
Deadline to Request Oral Hearing (optional):	January 26, 2021

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).