

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

March 4, 2020

Cancellation No. 92073326

Bose Corporation

v.

*Shenzhen Bosidin Science and Technology
Co., Ltd.*

Ellen Yowell, Paralegal Specialist:

It has come to the Board's attention that, prior to commencement of this proceeding, Respondent designated Jiang Jun of Pacific Law group, LLP as its representative in the United States on whom notices or process in proceedings affecting the mark may be served. *See* Trademark Rule 2.24; TBMP § 114.07. It is the Board's practice that, when the current owner of a registration is a foreign entity and there has been an appointment of a domestic representative, the Board will mail notices concerning the registration to the domestic representative. *See* Trademark Rule 2.119(d).

However, Respondent's copy of the notice of institution, dated February 3, 2020, was sent to Respondent's foreign address, rather than Respondent's domestic representative.

Notice of this proceeding is hereby sent to Respondent's domestic representative.¹ If Respondent chooses to be represented by counsel in this proceeding, a power of attorney pursuant to Trademark Rule 2.17(b)(1)(i) may be submitted, or Respondent's chosen counsel may make an appearance in another manner prescribed in Trademark Rule 2.17.²

In view of the circumstances, answer, conference, disclosure, discovery, and trial dates are reset as indicated below.

Time to Answer	4/13/2020
Deadline for Discovery Conference	5/13/2020
Discovery Opens	5/13/2020
Initial Disclosures Due	6/12/2020
Expert Disclosures Due	10/10/2020
Discovery Closes	11/9/2020
Plaintiff's Pretrial Disclosures Due	12/24/2020
Plaintiff's 30-day Trial Period Ends	2/7/2021
Defendant's Pretrial Disclosures Due	2/22/2021
Defendant's 30-day Trial Period Ends	4/8/2021
Plaintiff's Rebuttal Disclosures Due	4/23/2021
Plaintiff's 15-day Rebuttal Period Ends	5/23/2021
Plaintiff's Opening Brief Due	7/22/2021
Defendant's Brief Due	8/21/2021
Plaintiff's Reply Brief Due	9/5/2021
Request for Oral Hearing (optional) Due	9/15/2021

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

¹ A copy of the petition to cancel can be viewed using TTABVue at <http://ttabvue.uspto.gov>.

² Respondent must promptly file a change of correspondence through ESTTA if its correspondence information requires correction. Respondent is reminded of its responsibility to ensure that the Board has its current correspondence address and email 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 Trademark Rule 2.18(b)(1); TBMP § 117.07.

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).

TIPS FOR FILING EVIDENCE, TESTIMONY, OR LARGE DOCUMENTS

The Board requires each submission to meet the following criteria before it will be considered: 1) pages must be legible and easily read on a computer screen; 2) page orientation should be determined by its ease of viewing relevant text or evidence, for example, there should be no sideways or upside-down pages; 3) pages must appear in their proper order; 4) depositions and exhibits must be clearly labeled and numbered – use separator pages between exhibits and clearly label each exhibit using sequential letters or numbers; and 5) the entire submission should be text-searchable. Additionally, submissions must be compliant with Trademark Rules 2.119 and 2.126. Submissions failing to meet all of the criteria above may require re-filing. **Note:** Parties are strongly encouraged to check the entire document before filing.³ The Board will not extend or reset proceeding schedule dates or other deadlines to allow

³ To facilitate accuracy, ESTTA provides thumbnails to view each page before submitting.

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time to re-file documents. For more tips and helpful filing information, please visit the [ESTTA help](#) webpage.