

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

November 19, 2020

Cancellation No. 92073343 (parent)

Cancellation No. 92073380

Cancellation No. 92073408

Jam City, Inc.

v.

Hangzhou Mengku Technology Co., Ltd.

**M. Catherine Faint,
Interlocutory Attorney:**

The Board's order of October 29, 2020 is **vacated**.

Petitioner's consented motion, filed October 29, 2020, to extend disclosure, discovery, and trial dates is granted.¹ Trademark Rule 2.127(a).

Trial dates are reset in accordance with Petitioner's/Respondent's motion, as follows:

Expert Disclosures Due	1/22/2021
Discovery Closes	12/22/2020

¹ The parties should note that if proceedings are suspended or extended for a lengthy period of time pursuant to the filing of several motions to suspend or extend for settlement, the Board retains discretion to condition the approval of any future consented or stipulated motion to suspend or extend on a party or the parties providing necessary information about the status of settlement talks, discovery activities, or trial activities, as may be appropriate. See Trademark Rule 2.117(c).

Pretrial Disclosures Due for Party in Position of Plaintiff in Original Claim	2/5/2021
30-day Trial Period Ends for Party in Position of Plaintiff in Original Claim	3/22/2021
Pretrial Disclosures Due for Party in Position of Defendant in Original Claim and in Position of Plaintiff in Counterclaim	4/6/2021
30-day Trial Period Ends for Party in Position of Defendant in Original Claim, and in Position of Plaintiff in Counterclaim	5/21/2021
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Original Claim and in Position of Defendant in Counterclaim	6/7/2021
30-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Original Claim, and in Position of Defendant in Counterclaim	7/20/2021
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Counterclaim	8/4/2021
15-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Counterclaim	9/3/2021
Opening Brief for Party in Position of Plaintiff in Original Claim Due	11/2/2021
Combined Brief for Party in Position of Defendant in Original Claim and Opening Brief as Plaintiff in Counterclaim Due	12/2/2021
Combined Rebuttal Brief for Party in Position of Plaintiff in Original Claim and Brief as Defendant in Counterclaim Due	1/10/2022
Rebuttal Brief for Party in Position of Plaintiff in Counterclaim Due	1/25/2022
Request for Oral Hearing (optional) Due	2/4/2022

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).

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.² The Board will not extend or reset proceeding schedule dates or other deadlines to allow time to re-file documents. For more tips and helpful filing information, please visit the [ESTTA help](#) webpage.

² To facilitate accuracy, ESTTA provides thumbnails to view each page before submitting.