

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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JLE/ca

March 22, 2022

Cancellation No. 92075108

*Miguel A Vidal Pulido*

*v.*

*Jorge Ernesto Ramirez-Ceballos*

**Jennifer L. Elgin, Interlocutory Attorney:**

On January 26, 2021 proceedings were suspended pending determination of Respondent's motion for relief from judgment in Cancellation No. 92071438. 15 TTABVUE. On February 1, 2022, Respondent's motion was denied.

The January 26 order permitted Respondent, within 20 days from the final determination of the motion in Cancellation No. 92071438, to renew its motion to dismiss in this proceeding. Respondent did not do so.

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

Time to Answer	4/11/2022
Deadline for Discovery Conference	5/11/2022
Discovery Opens	5/11/2022
Initial Disclosures Due	6/10/2022
Expert Disclosures Due	10/8/2022
Discovery Closes	11/7/2022
Plaintiff's Pretrial Disclosures Due	12/22/2022
Plaintiff's 30-day Trial Period Ends	2/5/2023
Defendant's Pretrial Disclosures Due	2/20/2023

Defendant's 30-day Trial Period Ends	4/6/2023
Plaintiff's Rebuttal Disclosures Due	4/21/2023
Plaintiff's 15-day Rebuttal Period Ends	5/21/2023
Plaintiff's Opening Brief Due	7/20/2023
Defendant's Brief Due	8/19/2023
Plaintiff's Reply Brief Due	9/3/2023
Request for Oral Hearing (optional) Due	9/13/2023

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, matters in evidence, the manner and timing of taking testimony, 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).

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