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
General Email: TTABInfo@uspto.gov

August 15, 2022

Cancellation No. 92079922

Oura Health Oy

v.

OURA Inc.

Karl Kochersperger, Paralegal Specialist:

Petitioner's consented motion, filed July 27, 2022, to extend discovery and trial dates, including dates for the counterclaim, is granted.[1] Trademark Rule 2.127(a).

Discovery and trial dates, including dates for the counterclaim, are reset in accordance with Petitioner's motion, as follows:

Answer to Counterclaim Due	9/25/2022
Deadline for Discovery Conference	10/25/2022
Discovery Opens	10/25/2022
Initial Disclosures Due	11/24/2022
Expert Disclosures Due	3/24/2023
Discovery Closes	4/23/2023
Pretrial Disclosures Due for Party in Position of Plaintiff in Original Claim	6/7/2023

[1] 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. Trademark Rule 2.121(d).

30-day Trial Period Ends for Party in Position of Plaintiff in Original Claim	7/22/2023
Pretrial Disclosures Due for Party in Position of Defendant in Original Claim and in Position of Plaintiff in Counterclaim	8/6/2023
30-day Trial Period Ends for Party in Position of Defendant in Original Claim, and in Position of Plaintiff in Counterclaim	9/20/2023
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Original Claim and in Position of Defendant in Counterclaim	10/5/2023
30-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Original Claim, and in Position of Defendant in Counterclaim	11/19/2023
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Counterclaim	12/4/2023
15-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Counterclaim	1/3/2024
Opening Brief for Party in Position of Plaintiff in Original Claim Due	3/3/2024
Combined Brief for Party in Position of Defendant in Original Claim and Opening Brief as Plaintiff in Counterclaim Due	4/2/2024
Combined Rebuttal Brief for Party in Position of Plaintiff in Original Claim and Brief as Defendant in Counterclaim Due	5/2/2024
Rebuttal Brief for Party in Position of Plaintiff in Counterclaim Due	5/17/2024
Request for Oral Hearing (optional) Due	5/27/2024

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).

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.