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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	85318060
Applicant	Monster Cable Products, Inc.
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Submission	Applicant's Request to Extend
Attachments	EOT April 8.pdf(26551 bytes )
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Signature	/Robert Litowitz/
Date	04/08/2014

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Applicant: Monster Cable Products, Inc.  
Serial No: 85318060  
Filing Date: 05/11/2011  
Mark: Design

Examining Atty: Kim Teresa Moninghoff, Esq.  
Law Office: 113

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

**EXTENSION OF APPEAL BRIEF DEADLINE**

Pursuant to TBMP Section 1203.02(d), and for good cause shown, Applicant respectfully requests that the Trademark Trial and Appeal Board (“Board”) extend its time to file an appeal brief for sixty (60) days, up to and including **June 18, 2014**.

This appeal involves a complex functionality refusal, including referenced patents, an expert report, and voluminous evidence. The Examining Attorney recently issued an Office Action rejecting Applicant’s request for reconsideration, and expert declaration. In her Office Action, the Examining Attorney made certain unsupported statements regarding the expert’s qualifications and the involved patents, among other things. Counsel for Applicant needs additional time to review the Examining Attorney’s recent refusal, and confer with Applicant regarding next steps and the appeal.

Moreover, counsel for Applicant and Applicant need additional time to confer with an in-house cable designers about the technical aspects of the involved patents, the mark, and products at issue. This designer is considering submission of a declaration

clarifying the nature of the mark and products, alternative designs, feasible alternatives, the cost of manufacturing, the scope of the recited patents, and other points disputed by the Examining Attorney. This declaration will better inform the Examining Attorney and the Board of the nature of the mark, the scope of the cited patents, and the complex issues on appeal. Further, the additional declaration may render the appeal moot, saving both time and resources of the PTO and the Board in prosecuting this matter.

Accordingly, Applicant respectfully requests that the Board grant the requested extension.

Monster Cable Products, Inc.

Dated: April 8, 2014

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