

ESTTA Tracking number: **ESTTA775343**

Filing date: **10/07/2016**

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

Proceeding	86420598
Applicant	MT Enterprises LLC
Applied for Mark	THE NO PULL HARNESS & LEASH IN ONE
Correspondence Address	CHERYL A CLARKIN ADLER POLLOCK & SHEEHAN PC ONE CITIZENS PLAZA, 8TH FLOOR PROVIDENCE, RI 02903 UNITED STATES cclarkin@apslaw.com
Submission	Applicant's Request to Extend
Attachments	request to accept motion to exclude.pdf(5066 bytes)
Filer's Name	Cheryl A Clarkin
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Signature	/cac/
Date	10/07/2016

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

In re: MT Enterprises LLC

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) Serial No. 86/420598
) Filed: October 10, 2014
) Mark: THE NO PULL HARNESS &
) LEASH IN ONE
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MOTION TO EXCLUDE EXAMINING ATTORNEY’S BRIEF

MT Enterprises LLC (hereinafter “Applicant”) hereby requests that the Board accept Applicant’s Motion to Exclude Examining Attorney’s Brief or, in the alternative, grant Applicant an extension to file its Reply Brief as of October 6, 2016 in view of USPTO technical issues with ESTTA.

Applicant spent more than 5 hours yesterday attempting to file a Motion to Exclude Examining Attorney’s Brief electronically with the Board. However, every time Applicant tried to submit the Motion through ESTTA, the following error message was received:

Database used by ESTTA is not available at this time. Please try again later
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While Applicant was able to successfully file the Motion this morning, the deadline for Applicant’s reply brief was yesterday. Applicant respectfully requests that the Board accept the Motion filed today with an effective date of yesterday in view of the USPTO technical difficulties with ESTTA yesterday.

Accordingly, Applicant requests that this Board issue an order excluding the Examining Attorney's late-filed brief or, in the alternative, grant Applicant an extension of time within which to file its optional reply brief.

Dated: October 7, 2016

Respectfully Submitted,

/cheryl a. clarkin/

Cheryl A. Clarkin, Esq.

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