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



06-04-2004  
U.S. Patent & TMOrc/TM Mail Rcpt Dt. #78

GENERAL MILLS, INC.,

Opposer

v.

Opposition No. 111,858

JASPER FOODS, INC.,

Applicant.

CONSENTED MOTION FOR EXTENSION OF TIME

COMES NOW the Applicant, Jasper Foods, Inc., by and through its undersigned counsel, and hereby moves for an Order from the Trademark Trial and Appeal Board (the "Board") resetting the dates established by the April 7, 2004 Consented Motion for Extension of Time. Specifically, Applicant requests a sixty (60) day extension of all unexpired dates contained in the extension.

The basis for this request is that the parties are exploring potential settlement of this proceeding.

Pursuant to Trademark Rule 2.121(d), this stipulation sets forth the trial dates as requested to be reset:

- |  |                   |
|--|-------------------|
| DISCOVERY PERIOD TO CLOSE:   | August 6, 2004    |
| 30-day testimony period for party in position of plaintiff to close: | November 4, 2004  |
| 30-day testimony period for party in position of defendant to close: | January 3, 2005   |
| 15-day rebuttal testimony period to close:                           | February 17, 2005 |

Opposer's counsel, Gregory Kaihoi, consented to this request in a telephone conversation with the undersigned on June 4, 2004.

Pursuant to the Board's December 18, 2003 Order, Applicant advises as to the status of settlement. Counsel for the parties have discussed settlement on various occasions, including specific terms to be encompassed in a formal agreement. Moreover, Opposer's counsel forwarded a written proposal to Applicant's counsel setting forth specific terms. Recently, Applicant's counsel responded in writing with a series of very detailed, alternative terms. Applicant's counsel sent written reminders on March 9, 2004, March 29, 2004 and recently on May 11, 2004. Additionally, Applicant's counsel called Opposer's counsel on April 6, 2004, May 27 and 28, 2004, and June 3 and 4, 2004, to inquire as to a response.

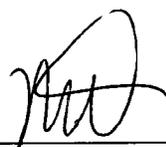
This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office.

This request is submitted in triplicate.

Respectfully submitted,

JASPER FOODS, INC.

By:



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**Attorneys for Applicant**

Dated: June 4, 2004  
Attorney Dkt. No. I-4128

**CERTIFICATE OF SERVICE**

I hereby certify that on this 4<sup>th</sup> day of June, 2004, a true copy of the foregoing CONSENTED MOTION FOR EXTENSION OF TIME, in connection with the above-referenced proceeding was served by first-class mail, postage prepaid, upon counsel for Opposer:

Gregory Kaihoi, Esquire  
General Mills, Inc.  
Number One General Mills Boulevard  
Minneapolis, Minnesota 55426

A handwritten signature in cursive script, reading "Sheryl S. Harris", is written over a horizontal line.