

ESTTA Tracking number: **ESTTA74278**

Filing date: **04/03/2006**

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

Proceeding	91120453
Party	Plaintiff HEARST COMMUNICATIONS, INC. AND HEARST M
Correspondence Address	THEODORE H. DAVIS, JR KILPATRICK STOCKTON LLP 1100 PEACHTREE STREET SUITE 2800 ATLANTA, GA 30309-4530
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Theodore H. Davis Jr.
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Signature	/Theodore H. Davis Jr./
Date	04/03/2006
Attachments	Wilson Motion to Reset Testimony Periods.pdf ( 3 pages )

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

Hearst Communications, Inc. and )  
Hearst Magazines Property, Inc., )  
 )  
Opposers, )  
 )  
v. ) Opposition No. 91120453  
 )  
Charles Browning Wilson, )  
 )  
 )  
Applicant. )

MOTION UPON CONSENT TO RESET TESTIMONY PERIODS  
AND TO ALLOW TESTIMONY IN WRITTEN FORM

Pursuant to 37 C.F.R. § 2.123(b), Opposers respectfully move the Board to allow the submission of testimony in written form and to set the deadlines for that testimony as follows:

Filing and service of Opposers' testimony in declaration form	May 18, 2006
Service of Applicant's cross-examination on written questions	July 3, 2006
Filing and service of Opposers' responses to Applicant's cross-examination on written questions	August 2, 2006
Filing and service of Applicant's testimony in declaration form	September 18, 2006
Service of Opposers' cross-examination on written questions	November 2, 2006
Filing and service of Applicant's responses to Opposers' cross-examination on written questions	December 18, 2006
Filing and service of Opposers' rebuttal testimony in declaration form	January 17, 2007

Service of Applicant's cross-examination on written questions

March 5, 2007

Filing and service of Opposers' responses to Applicant's cross-examination on written questions

April 4, 2007

Opposers' brief shall be due June 4, 2007. Applicant's brief shall be due July 5, 2007.

Opposers' reply brief shall be due July 20, 2007.

As grounds for this request, Opposers submit that the submission of testimony in written form is likely to assist the Board in framing the issues and evaluating the merits of the parties' positions. Opposers additionally submit that the parties are currently engaged in settlement negotiations and that the proposed extension of the discovery period may facilitate the resolution of this matter without the need for further substantive action by the Board. Finally, Opposers submit that counsel for Applicant, Robert M. Steckman, consented to this motion in a telephone conference call with Opposers' counsel on April 3, 2006.

Respectfully submitted,



I certify that this paper is being deposited on April 3, 2006 with the United States Postal Service, First Class postage prepaid, addressed to Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451.



Theodore H. Davis Jr.

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Attorneys for Opposers

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CERTIFICATE OF SERVICE

A copy of the attached document has been served on counsel for Applicant via first class  
mail addressed to:

Robert M. Steckman, Esq.  
Law Office of Robert Steckman, P.C.  
111 John Street, Suite 800  
New York, NY 10038



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Theodore H. Davis Jr.

Date: April 3, 2006