



11/1/02

11-01-2002

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #73

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

SCHLAGE LOCK COMPANY,
SUCCESSOR-IN-INTEREST by merger to
KRYPTONITE CORPORATION,

Opposer,

vs.

Opposition No. 120,885

O.L. PRODUCTS, INC.

Applicant.

TRADEMARK TRIAL AND APPEAL BOARD
02 NOV 12 AM 9:30

STIPULATED MOTION TO AMEND SCHEDULING ORDER

The parties, by their attorneys, hereby move the Board to modify the scheduling order in this opposition as set forth below on the grounds that Applicant and Opposer have been communicating with one another regarding a potential settlement and therefore have not yet exchanged documents, and need additional time to determine whether testimony will be taken. Moreover, the parties are still discussing the possibility of settlement and need additional time to determine whether a settlement can be reached. Jeffrey L. Sherman, the attorney for the Applicant, agreed to a six month extension of time to amend the deadlines as set forth in the scheduling order in a telephone conversation with attorney Lori S. Meddings on October 28, 2002. The foregoing motion is made in good faith and not for the purposes of delay and is being submitted in triplicate in accordance with Trademark Rules 2.1.2(d) and 2.121(d).

PROPOSED SCHEDULE

	<u>Current</u>	<u>Requested</u>
THE PERIOD FOR DISCOVERY TO CLOSE	CLOSED	
Testimony period for party in position of plaintiff to close (opening thirty days prior thereto)	December 10, 2002	June 10, 2003
Testimony period for party in position of defendant to close (opening thirty days prior thereto)	February 8, 2003	August 8, 2003
Rebuttal testimony period to close (opening fifteen days prior thereto)	March 25, 2003	September 25, 2003
Brief of the party in position of Plaintiff	June 26, 2003	December 26, 2003
Brief of the party in position of Defendant	July 26, 2003	January 26, 2003

Dated this 30th day of October, 2002.

Respectfully Submitted,

MICHAEL BEST & FRIEDRICH LLP
Attorneys for Applicant

By: 
Dyann L. Kostello
Lori S. Meddings

P. O. ADDRESS:

100 East Wisconsin Avenue, Suite 3300
Milwaukee, WI 53202-4108
(414) 271-6560

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been provided by
US Mail to: Jeffrey Sherman, Esq. 3874 Tampa Road, Tampa, Florida 34677, Attorney for O.L.
Products, Inc.



Karen Brandt

Dated: October 30, 2002

X:\CLIENTB\056227\9009\A0457176.1