

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

In re: Application Serial No. 76/295,724
Filed: August 6, 2001
For the Mark **BLUEMAN**
Published in the Official Gazette on August 20, 2002

BLUE MAN PRODUCTIONS, INC.,

Opposer,

vs.

ERICH TARMANN,

Applicant.

X

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EL852058921US

Opposition No. 91154055

Commissioner for Trademarks
BOX TTAB NO FEE
2900 Crystal Drive
Arlington, VA 22202-3514

MOTION ON CONSENT TO EXTEND DISCOVERY DATES

Opposer, with consent of Applicant, hereby moves for an extension of time to the following discovery deadlines:

Testimony period for party
in position of plaintiff to close
(opening thirty days prior thereto)

January 22, 2004

Testimony period for party

March 22, 2004

"Express Mail" Mailing Label Number EL852058921 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202 on

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Carolyn Kalanus

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Carolyn Kalanus
(Signature)

in position of defendant to close
(opening thirty days prior thereto)

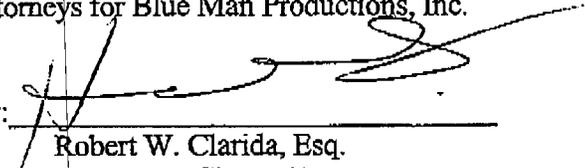
Rebuttal testimony period to close
(opening fifteen days prior thereto)

May 6, 2004

Applicant's counsel agreed to the above extensions in a telephone conversation with
Opposer's counsel on October 29, 2003. The additional time is sought to permit the parties to
continue to complete compliance with discovery requests that were served before the close of
discovery.

Respectfully submitted,

COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys for Blue Man Productions, Inc.

By: 

Robert W. Clarida, Esq.
Hannah Y. Chung, Esq.
1133 Avenue of the Americas
New York, New York 10036-6799
(212) 790-9200

Dated: November 3, 2003

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Motion on Consent was served on Applicant by mailing a copy first class mail, postage prepaid, to Applicant's attorney, Lawrence Harbin, McIntyre, Harbin & King LLP, 500 Ninth Street, SE, Washington, DC 20003, on November 3, 2003.



Hannah Y. Chung

REF. NO. 21749

DATE MAILED 11/3/03

~~XXXXXXXXXX~~ BLUE MAN PRODUCTIONS, INC., Opposer
 vs.
~~XXXXXXXXXX~~ ERICH TARMANN, Applicant
~~XXXXXXXXXX~~ Opposition No. 91154055
~~XXXXXXXXXX~~

PLEASE STAMP AND RETURN THIS CARD AS ACKNOWLEDGEMENT OF RECEIPT OF :

- 1 - Motion on Consent to Extend Discovery Dates (in triplicate)
- 2 - Postcard acknowledging receipt of above

RETURN CARD STAMP DATE



11-03-2003

U.S. Patent & TMOs/TM Mail Rcpt Dt. #78

Cowan, Liebowitz & Latman, P.C.

LAW OFFICES

1133 Avenue of the Americas • New York, NY 10036-6799

Telephone (212) 790-9200 • Web www.cl.com • Fax (212) 575-0671

Fax Cover Sheet

Writer's Direct Dial
(212) 790-9223
axb@cll.com

Our Ref: 21749.003

To: Cindy B. Greenbaum, Esq.
TTAB Attorney

Fax No: 703-746-7078
Tel No: 703-308-9300 x161

From: Antonio Borrelli

Date: April 8, 2004

No Confirmation Copy

No. of Pages (Incl. Cover): 6

Message:

As requested, we attach a copy of the Motion on Consent to Extend Discovery Dates that was timely filed on November 13, 2003 for Opposition No. 91154055 (Blue Man Productions, Inc. v. Erich Tarmann), extending the plaintiff's testimony period to January 22, 2004, the defendant's testimony period to March 22, 2004 and the rebuttal testimony period to May 6, 2004. We also attach copies of the Express Mail label and return postcard stamped by the TTAB as received on November 13, 2003.

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