



TTAB

1790.61

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

_____	X	
	:	
BEAR U.S.A., INC.,	:	
	:	Serial No.: 78/092,269
Opposer,	:	
	:	
v.	:	Opposition No.: 91155163
	:	
JEAN M. ROMEO,	:	
	:	
Applicant.	:	
_____	X	

**STIPULATED MOTION FOR AN ORDER EXTENDING
AND RESETTING THE TESTIMONY PERIODS**

Opposer Bear U.S.A., Inc. ("Opposer") and Applicant Jean M. Romeo ("Applicant"), by their respective attorneys, respectfully request a sixty (60) day extension of the testimony periods.

This extension is being sought by the parties to give them the opportunity to further pursue a settlement agreement, which if reached by the parties will negate the need to further pursue these proceedings.

Consent to this extension was granted by Richard Alaniz, Esq., counsel for Applicant, to counsel for Opposer by e-mail on November 23, 2004, and a Certificate of Service thereon is attached hereto.

This is the fourth request of this type in this proceeding.



11-26-2004

Accordingly, if approved by the Board, the testimony periods would be re-

set as follows:

Testimony period for party in
position of plaintiff to close
(opening 30 days prior
thereto):

January 28, 2005

Testimony period for party in
position of defendant to close
(opening 30 days prior
thereto):

March 30, 2005

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

May 14, 2005

Briefs shall be filed in accordance with Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

Respectfully submitted,

Dated: November 23, 2004

FITZPATRICK, CELLA, HARPER
& SCINTO

By: 

Timothy J. Kelly
Victoria J.B. Doyle
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New York, New York 10112
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Attorneys for Opposer,
Bear U.S.A., Inc.

CERTIFICATE OF SERVICE

I, Victoria J.B. Doyle, hereby certify that a true and correct copy of the foregoing STIPULATED MOTION FOR AN ORDER EXTENDING AND RESETTING THE TESTIMONY PERIODS was served by First Class mail, postage prepaid, on counsel for Applicant:

Richard Alaniz, Esq.
Black Lowe & Graham
701 Fifth Avenue, Suite 4800
Seattle, Washington 98104

Dated: November 23, 2004



Victoria J.B. Doyle

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