

ESTTA Tracking number: **ESTTA13036**

Filing date: **08/06/2004**

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

<b>Proceeding</b>	91157022
<b>Party</b>	Defendant FD Management, Inc. FD Management, Inc. 300 Delaware Avenue Wilmington, DE 19801
<b>Correspondence Address</b>	GARY H. FECHTER MCCARTER & ENGLISH, LLP 300 PARK AVENUE New York, NY 10022
<b>Submission</b>	Stipulated/Consent Motion to Extend
<b>Filer's Name</b>	Joseph R. Dreitler
<b>Filer's e-mail</b>	<a href="mailto:jrdreitler@jonesday.com">jrdreitler@jonesday.com</a>
<b>Signature</b>	/Joseph R. Dreitler/
<b>Date</b>	08/06/2004
<b>Attachments</b>	Consent Motion to Extend and Reset All Testimony Periods.pdf ( 3 pages )

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

IN THE MATTER OF:

TRADEMARK APPLICATION NO. 76/372,550 - ARDENBEAUTY

DATE OF PUBLICATION: JUNE 3, 2003

_____	)	
The Wet Seal, Inc.	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91157022
	)	
FD Management, Inc.,	)	
	)	
Applicant.	)	
_____	)	

CONSENTED MOTION TO EXTEND  
AND RESET ALL TESTIMONY PERIODS

NOW COMES FD Management, Inc., through its attorney, and with the consent of The Wet Seal, Inc., through its attorney, and hereby jointly move that the Close of all Testimony Periods all be extended for a period of sixty (60) days, as follows:

The Period for Discovery to Close	:	CLOSED
Testimony period for Opposers as plaintiff in the Opposition to close (opening thirty (30) days prior thereto)	:	October 26, 2004
Testimony period for Applicant as defendant in the Opposition to close (opening thirty (30) days prior thereto)	:	December 27, 2004

Rebuttal testimony period to close (opening : February 9, 2005  
fifteen (15) days prior thereto)

The reason for this request is that Applicant and Opposer have discussed possible settlement, and if settlement does not occur within the next sixty (60) days, the parties will begin testimony. Applicant's counsel received a letter from Opposer's counsel on August 6, 2004, and Opposer's counsel stated that he agreed to and joins in this Consented Motion.

Dated: August 6, 2004

Respectfully submitted,

/ Joseph R. Dreitler /

Joseph R. Dreitler

Brian J. Downey

Mary R. True

JONES DAY

41 South High Street, Suite 1800

Columbus, OH 43215

Telephone: (614) 469-3902

Facsimile: (614) 461-4198

Attorneys for Applicant  
FD MANAGEMENT, INC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consented Motion to Extend and Reset All Testimony Periods was served via email and U.S. mail on John M. Cone, Esq. c/o Akin, Gump, Strauss, Hauer & Feld, LLP, 1700 Pacific Avenue, Suite 4100, Dallas, TX 75201, this 6th day of August, 2004.

/Nancy A. Fickle/  
Nancy A. Fickle