

TTAB

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

BIG O TIRES, INC,

Opposer,

v.

SUNRISE INCORPORATED,

Applicant.



10-23-2003

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #22

Opposition No. 91157113

CONSENTED MOTION FOR EXTENSION OF TIME

COMES NOW the Opposer, BIG O TIRES, INC., by and through counsel, and moves the Trademark Trial and Appeal Board ("Board") for an order resetting the dates established by the Stipulation for Extension of Time of September 16, 2003.

The parties have agreed to extend the discovery and trial dates for a variety of reasons by (30) thirty days. Additionally, the parties have agreed to extend the deadline for Opposer to respond to Applicant's written discovery by thirty (30) days.

Applicant, through counsel, Mina I. Hamilton, consented to this Stipulation in a voicemail message left with undersigned on October 15, 2003.

Pursuant to Trademark Rule 2.121(d), this stipulation sets forth the dates as requested to be reset:

DISCOVERY PERIOD TO CLOSE: April 8, 2004

Testimony period for party in position of plaintiff to close: July 7, 2004
(opening thirty days prior thereto)

Testimony period for party in position of defendant to close: September 5, 2004
(opening thirty days prior thereto)

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

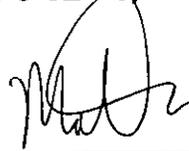
October 20, 2004

This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office.

This request is submitted in triplicate.

Respectfully submitted,

BIG O TIRES, INC.



By:

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Dated: October 23, 2003
Atty Dkt. No. I-4799

CERTIFICATE OF SERVICE

I hereby certify that I have caused a true and correct copy of the foregoing Stipulation for Extension of Time, in connection with Opposition No. 157,113 –BIG O TIRES, INC. vs. SUNRISE INCORPORATED, to be served by first-class mail, postage prepaid, upon counsel for Applicant:

David N. Makous, Esq.
LEWIS BRISBOIS BISGAARD & SMITH LLP
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this 23rd day of October, 2003.

