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

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SHISEIDO COMPANY, LTD., :
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 Opposer, :
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 v. :
 :
 TREVCO, INC., :
 :
 :
 Applicant. :
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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on July 16, 2004

Opposition No.: 91157649
Application Serial No.: 76/419,857
Mark: ZEN MOMENT

**OPPOSER'S MOTION WITH CONSENT TO
EXTEND DISCOVERY AND TESTIMONY PERIODS**

Shiseido Company, Ltd. ("Opposer"), by its attorneys, hereby moves the Trademark Trial and Appeal Board ("Board") pursuant to 37 C.F.R. §§ 2.121 and 2.127 for an order modifying the current Scheduling Order and extending the discovery and testimony dates in this *inter partes* proceeding in accordance with the schedule set forth herein. The extension of the discovery period is requested as to written discovery only. The parties have once again commenced settlement discussions, and need additional time in the event those discussions do not prove successful.

Ms. Angela Alvarez Sujek, counsel for Applicant Trevco, Inc., consented to these dates by telephone on July 16, 2004. The parties propose the following new dates:

- Discovery period to close: October 15, 2004
- 30-day testimony period for party in position of plaintiff to close: January 14, 2005
- 30-day testimony period for party in position of defendant to close: March 15, 2004
- 15-day rebuttal testimony period for plaintiff to close: April 29, 2005

TTAB



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For the reasons set forth above, it is respectfully submitted that good cause for this request has been demonstrated, and that the discovery and testimony periods should be extended as requested.

Respectfully submitted,

LACKENBACH SIEGEL

By: _____

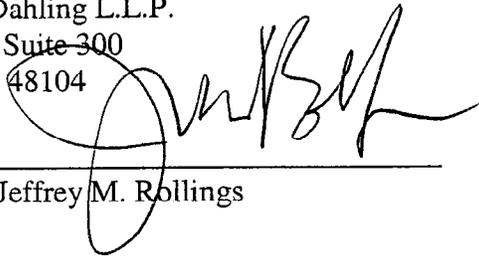

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Dated: Westchester, New York
July 16, 2004

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the enclosed OPPOSER'S MOTION WITH CONSENT TO EXTEND DISCOVERY AND TESTIMONY PERIODS was served on counsel for Applicant on July 16, 2004, by First Class Mail, addressed to counsel for Applicant as follows:

Angela Alvarez Sujek, Esq.
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Jeffrey M. Rollings