

ESTTA Tracking number: **ESTTA10680**

Filing date: **06/24/2004**

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

Proceeding	91158448
Party	Defendant Persing, Eric Persing, Eric P.O. Box 7336 Burbank, CA 91510
Correspondence Address	MIRIAM CLAIRE BEEZY GREENBERG GLUSKER FIELDS CLAMAN 1900 AVENUE OF THE STARS STE 2100 LOS ANGELES, CA 90067-4502
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Benita M. Das
Filer's e-mail	bdas@ggfirm.com
Signature	/Benita M. Das/
Date	06/24/2004
Attachments	SDaley Stip Req for Ext.pdf (3 pages)

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

In the matter of U.S. Trademark Application
Serial No.: 76/475,501
Filed: December 15, 2002
Trademark: ATMOSPHERE
Published: November 11, 2003

Sean Daley,

Opposer,

vs.

Lori Persing and Eric Persing dba
Spectrasonics,

Applicants.

Opposition No. 91/158,448

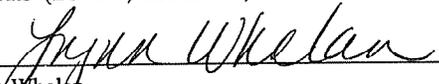
**STIPULATED REQUEST FOR EXTENSION OF TIME TO RESPOND TO
DISCOVERY AND EXTENSION OF TESTIMONY DATES**

It is hereby stipulated and agreed between the parties through their respective attorneys of record that Applicants may have a thirty (30) day extension of time to respond to Opposer's Requests for Admission by Applicants; Opposer's Request for Production of Documents and Things to Applicants and Opposer's First Set of Interrogatories to Applicants, up to and including July 31, 2004.

The parties also hereby respectfully request a thirty (30) day extension of the remaining trial dates pursuant to the following schedule:

CERTIFICATE OF MAILING

I, Lynn Whelan, hereby certify that this correspondence is being deposited with the United States Postal Service via electronic transmission to the Electronic System for Trademark Trial and Appeals (ESTTA) on June 24, 2004.



Lynn Whelan

Plaintiff's 30-day testimony period to close	September 29, 2004
Defendant's 30-day testimony period to close	November 28, 2004
Rebuttal testimony period to close	January 12, 2005

The stipulated extension is not entered into for purposes of delay, but rather to allow Applicants sufficient time to fully respond to Opposer's discovery requests, and Opposer sufficient time to review the responses prior to the close of discovery. Counsel for Opposer stipulated to both the extension of time to respond to discovery requests, and the extension of the testimony and rebuttal periods, during the course of a telephone call and written correspondence with counsel for Applicants on June 24, 2004.

Respectfully submitted,

Eric Persing And Lorey Persing
dba Spectrasonics

Dated: _____

6/24/04

By: _____

Benita M. Das
Benita M. Das
Attorney for Applicants

**Greenberg Glusker Fields Claman
Machtinger & Kinsella LLP**
1900 Avenue of the Stars, Suite 2100
Los Angeles, California 90067-4590
Tel.: 310-201-7438
Fax: 310-553-0687
Email: bdas@ggfirm.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served upon counsel for the Opposer, to the following address, via first class mail, postage prepaid, this 24th day of June, 2004.

Luke W. DeMarte
Seyfarth Shaw LLP
55 East Monroe Street, Suite 4200
Chicago, IL 60603



Lynn Whelan