

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

Chanel, Inc.

Opposer,

v.

Opposition No: 91159220

Eseka, S.A.

Applicant.

**APPLICANT'S MOTION FOR EXTENSION OF TIME TO RESPOND TO
DISCOVERY**

Now comes, Eseka, S.A., (hereinafter "Applicant") by and through its undersigned attorney and hereby files this motion for extension of time to respond to discovery served by Chanel, Inc., (hereinafter "Opposer").

1. Opposer served Applicant with discovery documents on July 13, 2004, as per the certificate of service. The deadline to comply with such discovery is August 17, 2004, including the five day mail provision of Rule Rule 2.119(c), which states that responses to discovery requests are due within 30 days of the date of service and an additional five days is added if the documents were served by mail, Express Mail or overnight courier.

3. Applicant is a foreign entity, located in Argentina and their representatives have been out of their country and local counsel in Argentina had not been able to contact them, until recently. The representatives are doing their best effort to gather all the required information and documents.

4. On August 12, Applicant's counsel, left a message for Opposer's counsel to request a 30 day extension of time to respond to discovery as Applicant was still collecting information. On August 13, 2004, Opposer's counsel contacted Applicant's



08-19-2004

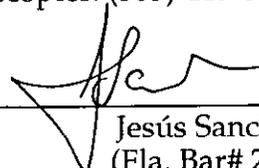
counsel to advise that the granting of the request would be conditioned upon a stipulation to follow up with additional requests/interrogatories. Applicant's counsel, advised that in order to do that, both parties will have to stipulate to an extension of time of discovery period, since discovery period closes on August 16, 2004. Opposer's counsel did not agree with stipulation to extend discovery for both parties and as such, refused to grant an extension of time to serve responses to their discovery.

WHEREFORE, given the above circumstances, Applicant respectfully requests to have this Motion granted and allow Applicant until **September 16, 2004**, to serve its responses to discovery, to Opposer's Counsel.

Respectfully submitted,

SANCHELIMA & ASSOCIATES, P.A.
235 S.W. Le Jeune Road
Miami, FL 33134-1762
Telephone: (305) 447-1617
Telecopier: (305) 445-8484

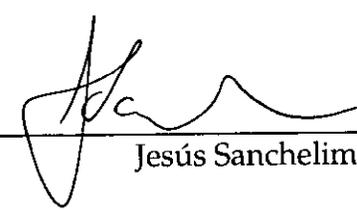
BY: _____


Jesús Sanchelima
(Fla. Bar# 231207)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true correct copy of the foregoing was served via U.S. First Class Mail, this 16 of August, 2004, to Susan Upton Douglass, Attorney for Opposer, Fross Zelnick Lehrman & Zissu, P.C., 866 United Nations Plaza, New York, New York, 10017.

BY: _____


Jesús Sanchelima

FIRST CLASS CERTIFICATE

Date of Deposit: 8/16/04

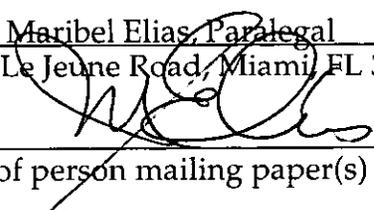
I hereby certify that this paper(s) or fee is hereby being deposited with the United States Postal Service's "First Class Mail Post Office To Addressee" service pursuant to 37 C.F.R. §1.10 on the date indicated above and is addressed to the:

**Assistant Commissioner for Trademarks
BOX: TTAB
2900 Crystal Drive
Arlington, Virginia 22202-3513**

Papers included:

APPLICANT'S MOTION FOR
EXTENSION OF TIME TO
RESPOND TO DISCOVERY

Maribel Elias, Paralegal
235 S.W. Le Jeune Road, Miami, FL 33134


Name of person mailing paper(s) or fee

Sanchelima & Associates, P.A.
Attorneys at Law

Patents, Trademarks & Copyrights

J. Sanchelima, Reg. Patent Attorney
Amaury Cruz, Esq.
Maitte R. Netsch, Esq.
Albert Bordas, Reg. Patent Attorney

August 16, 2004

Tel: 305-447-1617
Fax: 305-445-8484
jesus@sanchelima.com
www.sanchelima.com

Assistant Commissioner for Trademarks
BOX: TTAB/ NO FEE
2900 Crystal Drive
Arlington, Virginia 22202-3513

TTAB

*Re: Opposition for the trademark:
"COCOT"
Applicant: Eseka, S.A.
Serial No: 78/189,815
Our File No: 240154*

Honorable Commissioner:

Enclosed please find APPLICANT'S MOTION FOR EXTENSION OF TIME TO RESPOND TO DISCOVERY, for filing in the above-mentioned matter.

Please acknowledge receipt of these documents by stamping and returning the enclosed self-addressed stamped postcard.

Should you have further questions, please feel free to contact us.

Very truly yours,

SANCHELIMA & ASSOC., P.A.


Maribel Elias, paralegal for
Jesús Sanchelima, Esq.

file
JS:me
Enclosures