

ESTTA Tracking number: **ESTTA32776**

Filing date: **05/11/2005**

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

Proceeding.	91161939
Applicant	Defendant Chiquita Brands, Inc. Chiquita Brands, Inc. 2500 Chiquita Center 250 East Fifth Stre Cincinnati, OH 45202
Other Party	Plaintiff LUBERSKI, INC ,

Motion for an Extension of Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 05/20/2005. Chiquita Brands, Inc. requests that such date be extended for 30 days, or until 06/19/2005, and that all subsequent dates be reset accordingly. The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Chiquita Brands, Inc. has secured the express consent of all other parties to this proceeding for the extension requested herein.

Chiquita Brands, Inc. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,

/steven a abreu/

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