

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

Atty. Ref.: 08.20137.0911

_____	:	
De Boulle Diamond & Jewelry, Inc.	:	
	:	
Opposer,	:	Consolidated Opposition No.: 91165285
	:	Opposition Nos. <u>91162370</u>
-against-	:	91162469
	:	91164615
De Beers LV Ltd.	:	91165285
	:	91165465
Applicant.	:	
_____	:	

**MOTION TO EXTEND DISCOVERY AND TESTIMONY PERIODS**

Applicant, De Beers LV Ltd., hereby moves this Honorable Board to extend the discovery period in the above-captioned opposition proceeding for an additional thirty (30) days and to reset all other testimony dates as follows<sup>1</sup>:

THE PERIOD FOR DISCOVERY TO CLOSE:     January 24, 2006

    Testimony period for party in  
    position of plaintiff to close:             April 24, 2006

    Testimony period for party in  
    position of defendant to close:           June 23, 2006

    Rebuttal testimony period to close       August 7, 2006.

Opposer sought the consent of Applicant, but was unable to secure such consent in sufficient time to file this motion.

<sup>1</sup> As the discovery period was set to close on Saturday, December 25, 2005 and Monday December 26, 2005 was a federal holiday, the actual close of discovery occurs today, December 27, 2005. See TMBP §112.

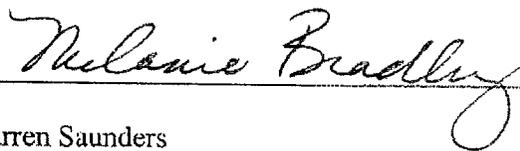
Both Opposer and Applicant have served their respective discovery requests, however, Opposer has not yet responded to Applicant's discovery requests. Rather, Applicant consented to Opposer's request for additional time to respond to Applicant's discovery requests. Applicant now seeks the foregoing extension so that the parties can conduct and complete discovery. Accordingly, Applicant respectfully requests that Trademark Trial and Appeal Board grant this motion to extend discovery and testimony periods.

Respectfully submitted,

DE BEERS LV LTD>

Dated: December 27, 2005

By: \_\_\_\_\_



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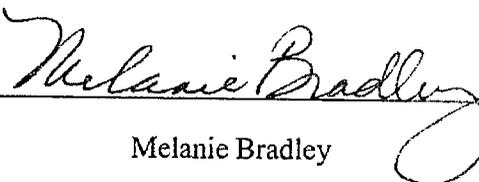
CERTIFICATE OF SERVICE BY MAIL

I hereby certify that on the 27th day of December 2005, I served a true and correct copy of the foregoing Motion to Extend Discovery and Testimony Dates on the attorney for the Applicant at the address indicated below, by depositing said document in the United States mail, first-class postage prepaid:

David A. Harlow, Esq.  
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Dated: December 27, 2005

  
Melanie Bradley

ESTTA Tracking number: **ESTTA59350**

Filing date: **12/27/2005**

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

Proceeding	91165285
Party	Defendant De Beers LV Ltd De Beers LV Ltd One Silk Street GBX London, EC2Y 8HQ
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Submission	Other Motions/Papers
Filer's Name	Melanie Bradley
Filer's e-mail	mbradley@king.com
Signature	/mbradley/
Date	12/27/2005
Attachments	De_Beers_Motion.pdf ( 3 pages )