

ESTTA Tracking number: **ESTTA133741**

Filing date: **04/04/2007**

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

Proceeding.	91168732
Applicant	Plaintiff RA SCOTTSDALE CORP.
Other Party	Defendant 2 Manatees, L.L.C.

Motion for an Extension of Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 05/04/2007. RA SCOTTSDALE CORP. requests that such date be extended for 90 days, or until 08/02/2007, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 08/02/2007
Thirty-day testimony period for party in position of plaintiff to close : 10/31/2007
Thirty-day testimony period for party in position of defendant to close : 12/30/2007
Fifteen-day rebuttal testimony period to close : 02/13/2008

The grounds for this request are as follows:

- *The parties are waiting for the Trademark Trial and Appeal Board to rule on the outstanding Motion of Opposer to Amend the Notice of Opposition. That ruling will affect the scope of depositions. If the parties were to take depositions now, then the parties would likely have to take depositions again after the Board rules. Accordingly, it is more efficient to wait to take depositions and conclude discovery until after the Board rules.*

RA SCOTTSDALE CORP. has secured the express consent of all other parties to this proceeding for the extension requested herein.

RA SCOTTSDALE CORP. 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,
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04/04/2007