

ESTTA Tracking number: **ESTTA105371**

Filing date: **10/20/2006**

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

Proceeding.	91169547
Applicant	Plaintiff Smartbox Moving & Storage, LLC
Other Party	Defendant A Smart Move L.L.C.

## Motion for an Extension of Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 10/22/2006. Smartbox Moving & Storage, LLC requests that such date be extended for 30 days, or until 11/21/2006, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 11/21/2006  
Thirty-day testimony period for party in position of plaintiff to close : 02/19/2007  
Thirty-day testimony period for party in position of defendant to close : 04/20/2007  
Fifteen-day rebuttal testimony period to close : 06/04/2007

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Smartbox Moving & Storage, LLC has secured the express consent of all other parties to this proceeding for the extension requested herein.

Smartbox Moving & Storage, LLC 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,  
/Robert P. Henley/  
Robert P. Henley  
rhenley@hf-law.com  
bfamer@hf-law.com, cmiller@cozen.com  
10/20/2006