

ESTTA Tracking number: **ESTTA100316**

Filing date: **09/20/2006**

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

| | |
|------------------------|--|
| Proceeding | 91169593 |
| Party | Defendant Johnson, Donald W. Johnson, Donald W. 5055 Gordon Valley Road Fairfield, CA 94534 |
| Correspondence Address | KATJA LOEFFELHOLZ GAW VANMALE SMITH MYERS & MIROGLIO, PLC 1000 MAIN ST FL 3 NAPA, CA 94559-2645 |
| Submission | Stipulated/Consent Motion to Extend |
| Filer's Name | Katja Loeffelholz |
| Filer's e-mail | kl@gawvanmale.com |
| Signature | /Katja Loeffelholz/ |
| Date | 09/20/2006 |
| Attachments | SCAN4509_000.pdf (2 pages)(64661 bytes) |

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

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|--|---|--------------------------|
| Pascua Yaqui Tribe, |) | |
| |) | Opposition No.: 91169593 |
| Opposer, |) | Serial No.: 78567092 |
| |) | Mark: CAVINO DEL SOL |
| v. |) | |
| |) | |
| Johnson, Donald W., |) | |
| |) | |
| Applicant. |) | |
| |) | |
| |) | |
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CERTIFICATE OF SERVICE

I, Katja Loeffelholz, hereby certify that a copy of Applicant's **MOTION TO EXTEND DISCOVERY PERIOD WITH CONSENT** was served by first class mail, postage prepaid, upon Stephen R. Baird Winthrop & Weinstine, P.A., 225 South Sixth Street, Suite 3500, Minneapolis, Minnesota 55402 on this 20th day of September, 2006.

By: 

Katja Loeffelholz

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**MOTION TO EXTEND DISCOVERY PERIOD
WITH CONSENT**

The discovery period in the above captioned matter is currently scheduled to close September 24, 2006. Applicant Donald W. Johnson request that the discovery period be extended by thirty (30) days from the current due date, or until 10/24/2006. The grounds for Applicant's request are as follows:

- The parties are discussing settlement.

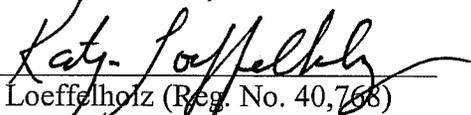
Donald W. Johnson has secured the express consent of all other parties to this proceeding for the extension requested herein.

Donald W. Johnson has provided an e-mail address for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Dated: September 20, 2006

Respectfully submitted,

GAW VANMALE SMITH
MYERS MIROGLIO, PLC

By: 
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