

ESTTA Tracking number: **ESTTA106673**

Filing date: **10/27/2006**

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

Proceeding	91170320
Party	Plaintiff LoveSac Corporation
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Submission	Stipulated/Consent Motion to Extend
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Signature	/Robyn L. Phillips/
Date	10/27/2006
Attachments	004 Mot to Extend 30 days.pdf ( 3 pages )(62243 bytes )

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

In the matter of: Trademark Application Serial No. 76/633,460  
Published in the Official Gazette of December 13, 2005, at TM 586, Int'l Class 20  
Filed: March 15, 2005  
Mark: COMFORT SAC with design

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LOVESAC CORPORATION,

Opposer,

v.

MARKOS & WIDLY, INC.,

Applicant.

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**STIPULATED MOTION FOR  
EXTENSION OF DISCOVERY AND  
TESTIMONY PERIOD**

Opposition No. 91170320

Opposer LoveSac Corporation, by the undersigned counsel, respectively moves for a thirty (30) day extension of the discovery and testimony periods. This extension is necessary to allow the parties to engage in settlement discussions and determine if a global resolution of the disputes between the parties can be reached. Applicant's counsel has been contacted and the undersigned certifies that all counsel agree to the new dates set forth below:

**STIPULATED EXTENSION  
OF DISCOVERY AND  
TESTIMONY PERIOD**

Discovery Period to Close:	November 28, 2006
Testimony Period for Party in Position of Plaintiff to Close (Opening thirty days prior thereto)	February 26, 2007
Testimony Period for Party in Position of Defendant to Close (Opening thirty days prior thereto)	April 27, 2007
Rebuttal Testimony Period to Close (Opening fifteen days prior thereto)	June 11, 2007

DATED this 27<sup>th</sup> day of October, 2006.

Respectfully submitted,

By /s/ Robyn L. Phillips

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Attorney for Opposer  
LOVESAC CORPORATION

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **STIPULATED EXTENSION OF DISCOVERY AND TESTIMONY PERIOD** was served on Applicant via facsimile and by mailing a true copy thereof to its attorney of record, by First Class Mail, postage prepaid this 27<sup>th</sup> day of October, 2006, in an envelope addressed as follows:

G. Donald Weber, Jr.  
**LAW OFFICES OF G. DONALD WEBER, JR.**  
18442 Taft Avenue  
Villa Park, California 92861-2759

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