

ESTTA Tracking number: **ESTTA193315**

Filing date: **02/19/2008**

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

Proceeding.	91175052
Applicant	Plaintiff BIG O TIRES, INC.
Other Party	Defendant Uriel Tzvi Laber

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

The Close of Discovery is currently set to close on 02/24/2008. BIG O TIRES, INC. requests that such date be extended for 60 days, or until 04/24/2008, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 04/24/2008  
Thirty-day testimony period for party in position of plaintiff to close : 07/23/2008  
Thirty-day testimony period for party in position of defendant to close : 09/21/2008  
Fifteen-day rebuttal testimony period to close : 11/05/2008

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

BIG O TIRES, INC. has secured the express consent of all other parties to this proceeding for the extension requested herein.

BIG O TIRES, INC. 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 Facsimile or email (by agreement only) on this date.

Respectfully submitted,

/Matthew J. Cuccias/

Matthew J. Cuccias

mcuccias@jhip.com, trademark@jhip.com, joyhenart@jhip.com

jhgreger@jpfirm.com

02/19/2008