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

Proceeding	91177939
Party	Plaintiff Mir Rahim
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Submission	Stipulated/Consent Motion to Extend
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Date	12/02/2010
Attachments	Ext Time (3) to File Trial Brief FINAL.pdf ( 3 pages )(16512 bytes )

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

MIR RAHIM,

Opposer,

v.

TENNIS INDUSTRY ASSOCIATION,

Applicant.

**Mark:** CARDIO TENNIS HEART  
PUMPING FITNESS (& Design)

**Serial No.:** 78/646,142

**Filed:** June 8, 2005

**Opposition No:** 91177939

**Examiner:** Tina Louis Snapp  
Law Office 116

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**THIRD JOINT MOTION TO EXTEND TRIAL BRIEF DATES**

Opposer, Mir Rahim and Applicant, Tennis Industry Association, through their respective counsel, pursuant to TBMP § 509.01(c) jointly move to extend the scheduled trial brief dates set by the Trademark Trial and Appeal Board on October 12, 2010. In support of this Motion, the parties state:

1. Since the completion of discovery, the parties have been engaged in good faith settlement negotiations.
2. Settlement discussions have progressed to the point where the parties believe that settlement of the opposition proceedings is likely, and that judicial economy will be served through continued discussions on settlement, and preparation of a comprehensive settlement agreement.
3. The parties have exchanged draft settlement agreements but have been unable to finalize the documents at this time.
4. The parties agree that this will be their last request for an extension of the trial brief dates.

5. This request is made in good faith and after the parties diligently pursued and competed discovery in a timely manner. It is not interposed for the purposes of delay.

6. A 60-day extension of the trial brief dates will result in the following schedule:

<b>Event</b>	<b>Current Due Date</b>	<b>Proposed Due Date</b>
Plaintiff's Brief	December 6, 2010	February 4, 2011
Defendant's Response Brief (if filed)	January 5, 2011	March 7, 2011 (30 days after due date of Plaintiff's Brief)
Plaintiff's Reply Brief (if filed)	January 20, 2011	March 22, 2011 (15 days after due date of Defendant's Response Brief (if filed))

WHEREFORE, the parties respectfully request that the Board grant the extension of time requested.

Respectfully,

/s/ William L. Niro

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **THIRD JOINT MOTION TO EXTEND TRIAL BRIEF DATES** was served upon the following parties on December 2, 2010 by electronic transmission and first class mail:

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*/s/ William L. Niro* \_\_\_\_\_