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

Proceeding	91181621
Party	Plaintiff StonCor Group, Inc.
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February 27, 2009

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Re: StonCor Group, Inc. v. Les Pierres Stonedge, Inc.
Opposition Number: 91181621 – Error Correction
Our Reference: 76110.42101

Dear Sir/Madam:

In the course of reviewing this file to prepare a reply to Les Pierres' opposition to StonCor's motion to reopen I reviewed my records and found that I made a misstatement in paragraph 2 of my declaration of 29 January 2009, and today I found that the misstatement carried over into StonCor's motion we filed on 30 January 2009.

Specifically, I was taken ill on the evening of Tuesday 2 December 2008, not Tuesday 9 December 2008 as erroneously stated in paragraph 2 of my declaration.

We submitted a corrected declaration page on 20 February 2009; a corrected page 5 for StonCor's 30 January 2009 motion is submitted herewith.

Respectfully submitted,

/Charles N. Quinn/

Charles N. Quinn

Enclosure

cc: James R. Menker, Esq.

Factor 3: The Reason for the Delay

The reason for the delay was a severe respiratory illness suffered by StonCor's principal counsel in this matter. As set forth in the accompanying declaration of StonCor's counsel, StonCor's counsel was taken ill on Tuesday 2 December 2008 with an illness that began as influenza and quickly developed into a severe bronchial/sinus infection. As soon as the infection developed, StonCor's counsel was under the care of his physician.⁸ The severeness of the illness is evidenced by the fact that two successive ten day courses of the antibiotic Amoxicillin did nothing to alleviate counsel's symptoms whereupon counsel's physician switched and prescribed two successive 14 day courses of Avilox⁹, another antibiotic, which has had some beneficial effect in alleviating StonCor's counsel's symptoms. Even as this motion is written and being filed, StonCor's counsel is still fighting the residual effects of the illness including a periodic cough (that brings up mucus), extreme weakness and fatigue. As a result, StonCor's counsel has been required to modify his work day and to work fewer than his normal number of hours.

Over the course of the illness, which spanned StonCor's testimony period, as indicated in StonCor's counsel's declaration he has missed nearly three full weeks of work and would have missed even more work days except for the fact that the Christmas and New Years holidays were days when his firm was closed.¹⁰

As a measure of the severity of the illness, during the illness, StonCor's counsel lost 16 pounds from his normal body weight of 194.¹¹

As a result of this illness, StonCor's counsel was not able to schedule the deposition of StonCor's principal witness in support of StonCor's case-in-chief nor could he prepare for and take the deposition during that time. Moreover, on those partial work days when StonCor's

⁸ Declaration of Charles N. Quinn, ¶ 2, ln. 4.

⁹ Declaration of Charles N. Quinn, ¶ 2, ln. 9.

¹⁰ Declaration of Charles N. Quinn, ¶ 3, ln. 3.