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Filing date: **02/27/2009**

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

Proceeding	91185310
Party	Defendant Weems Industries, Inc. dba Legacy Manufacturing Company
Correspondence Address	BRIAN J. LAURENZO DORSEY & WHITNEY LLP 801 GRAND AVE STE 3900 DES MOINES, IA 50309-2790 UNITED STATES laurenzo.brian@dorsey.com
Submission	Other Motions/Papers
Filer's Name	Brian J. Laurenzo
Filer's e-mail	laurenzo.brian@dorsey.com
Signature	/BJL/
Date	02/27/2009
Attachments	MotionforExtension.pdf ( 2 pages )(56523 bytes )

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

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BIG O TIRES, LLC,

Opposer,

v.

WEEMS INDUSTRIES, INC., dba  
LEGACY MANUFACTURING  
COMPANY,

Defendant.

) Opposition No.: 91185310

) Mark: LEGACY

) **MOTION FOR AN EXTENSION OF  
ANSWER PERIOD WITH CONSENT**

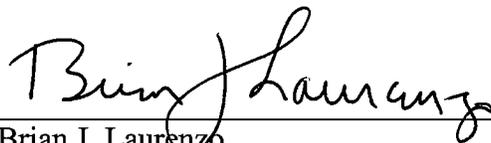
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The Defendant's time to Answer is currently set to close on 02/28/2009. Defendant Weems Industries, Inc. dba Legacy Manufacturing Company hereby requests an additional ninety (90) day extension of time, or until 05/29/2009, and that all subsequent dates be reset accordingly.

<b>Time to Answer :</b>	05/29/09
<b>Deadline for Discovery Conference :</b>	06/26/09
<b>Discovery Opens :</b>	06/26/09
<b>Initial Disclosures Due :</b>	07/26/09
<b>Expert Disclosure Due :</b>	11/25/09
<b>Discovery Closes :</b>	12/25/09
<b>Plaintiff's Pretrial Disclosures :</b>	02/08/10
<b>Plaintiff's 30-day Trial Period Ends :</b>	03/24/10
<b>Defendant's Pretrial Disclosures :</b>	04/09/10
<b>Defendant's 30-day Trial Period Ends :</b>	05/24/10
<b>Plaintiff's Rebuttal Disclosures :</b>	06/06/10
<b>Plaintiff's 15-day Rebuttal Period Ends :</b>	07/06/10

Defendant has secured express consent for the above requested extension of time following a written agreement with counsel for Opposer, Big O Tires, LLC, on 02/26/2009. Parties are presently in settlement negotiations.

WHEREFORE, Defendant hereby respectfully requests that this Court grant the instant motion in the present matter for the reasons set forth above.



Date: February 27, 2009

Brian J. Lorenzo  
DORSEY & WHITNEY LLP  
801 Grand Avenue, Suite 3900  
Des Moines, Iowa 50309  
Tel: (515) 283-1000  
Fax: (515) 283-1060  
Email: laurenzo.brian@dorsey.com  
**ATTORNEY FOR DEFENDANT**

Original filed.

**CERTIFICATE OF SERVICE**

Copy to:

Leesa N. Weiss (lweiss@jhip.com)  
Marsha G. Gentner (mgentner@jhip.com)  
Jacobson Holman PLLC  
400 – 7th Street, N.W.  
Washington, D.C. 20004  
ATTORNEYS FOR OPPOSER

The undersigned certifies that on February 27, 2009, the foregoing instrument was served upon all parties to the above case and/or to each of the attorneys of record herein at their respective addresses disclosed on the pleadings:

By: Electronic Service **AND/OR**  
By: \_\_\_\_\_ U.S. Mail \_\_\_\_\_ FAX  
\_\_\_\_\_ Hand Delivered \_\_\_\_\_ Overnight Courier  
\_\_\_\_\_ E-mail \_\_\_\_\_ Other \_\_\_\_\_

/s/ Brian J. Lorenzo