

ESTTA Tracking number: **ESTTA325890**

Filing date: **01/08/2010**

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

Proceeding.	91186209
Applicant	Plaintiff Sizzler USA Franchise, Inc.
Other Party	Defendant Icon Burger Development Company, LLC

Motion for an Extension of Answer or Discovery or Trial Periods With Consent

The Close of Plaintiff's Trial Period is currently set to close on 02/06/2010. Sizzler USA Franchise, Inc. requests that such date be extended for 30 days, or until 03/08/2010, and that all subsequent dates be reset accordingly.

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	CLOSED
Expert Disclosure Due :	CLOSED
Discovery Closes :	CLOSED
Plaintiff's Pretrial Disclosures :	01/22/2010
Plaintiff's 30-day Trial Period Ends :	03/08/2010
Defendant's Pretrial Disclosures :	03/23/2010
Defendant's 30-day Trial Period Ends :	05/07/2010
Plaintiff's Rebuttal Disclosures :	05/22/2010
Plaintiff's 15-day Rebuttal Period Ends :	06/21/2010

The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*
- *Parties are engaged in settlement discussions*

Sizzler USA Franchise, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Sizzler USA Franchise, 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,
/jessica c. bromall/
Jessica C. Bromall
trademarkdocket@jmbm.com
docket@hollandhart.com
01/08/2010