

ESTTA Tracking number: **ESTTA308130**

Filing date: **09/24/2009**

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

| | |
|------------------------|---|
| Proceeding | 91187644 |
| Party | Plaintiff Mother's Nutritional Center, Inc. |
| Correspondence Address | Rod S. Berman Jeffer Mangels Butler & Marmaro LLP 1900 Avenue of the Stars, 7th Floor Los Angeles, CA 90067 UNITED STATES trademarkdocket@jmbm.com |
| Submission | Stipulated/Consent Motion to Extend |
| Filer's Name | Jessica C. Bromall |
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| Signature | /jessica c. bromall/ |
| Date | 09/24/2009 |
| Attachments | Consent Motion 9-24-09.pdf (3 pages)(9919 bytes) |

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

MOTHER'S NUTRITIONAL CENTER,
INC.,

Opposer,

v.

STORK STORE LLC,

Applicant.

Opposition No. 91/187,644

Appl. Serial No.: 77/452,966

Mark: STORK STORE and design

Published for Opposition: October 21, 2008

Atty. Ref. No.: 66309-0005

CONSENTED MOTION TO EXTEND

Opposer Mother's Nutritional Center, Inc. ("Opposer"), with the consent of applicant Stork Store LLC's ("Applicant"), hereby requests that the remaining case management dates in this matter be extended by seven (7) days, and reset as set forth below:

| | Current Date | Extended Date |
|---------------------------------------|--------------------|-------------------|
| Discovery Closes: | September 24, 2009 | October 1, 2009 |
| Plaintiff's Pretrial Disclosures: | October 8, 2009 | October 15, 2009 |
| Plaintiff's 30-day Trial Period Ends: | December 23, 2009 | December 30, 2009 |
| Defendant's Pretrial Disclosures: | January 7, 2010 | January 14, 2010 |
| Defendant's 30-day Trial Period Ends: | February 21, 2010 | February 28, 2010 |
| Plaintiff's Rebuttal Disclosures: | March 8, 2010 | March 15, 2010 |
| Plaintiff's 15-day Rebuttal Ends: | April 7, 2010 | April 14, 2010 |

The parties are negotiating settlement and require additional time conclude settlement discussions. Applicant has specifically consented to the seven (7) day extension requested herein.

Dated: September 24, 2009

By: /S/ JESSICA C. BROMALL
Rod S. Berman, Esq.
Brian W. Kasell, Esq.
Jessica C. Bromall, Esq.
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Attorneys for Opposer Mother's Nutritional Center, Inc.

CERTIFICATE OF SERVICE

It is hereby certified that on **September 24, 2009**, a copy of the foregoing CONSENTED MOTION TO EXTEND is being sent by first class mail, postage prepaid to the Applicant correspondence address of record:

Jonathan Zucker, Esq.
27 N. Moore St. 5th Floor
New York, NY 10013

Date: September 24, 2009

Signed: _____
Name: Cynthia Aros

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