

ESTTA Tracking number: **ESTTA294888**

Filing date: **07/13/2009**

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

Proceeding.	91189518
Applicant	Defendant Scharlat, Michael, Malamas, George
Other Party	Plaintiff Margaritaville Enterprises, LLC

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

The Defendant's Time to Answer is currently set to close on 07/11/2009. Scharlat, Michael, Malamas, George requests that such date be extended for 30 days, or until 08/10/2009, and that all subsequent dates be reset accordingly.

Time to Answer :	08/10/2009
Deadline for Discovery Conference :	09/09/2009
Discovery Opens :	09/09/2009
Initial Disclosures Due :	10/09/2009
Expert Disclosure Due :	02/06/2010
Discovery Closes :	03/08/2010
Plaintiff's Pretrial Disclosures :	04/22/2010
Plaintiff's 30-day Trial Period Ends :	06/06/2010
Defendant's Pretrial Disclosures :	06/21/2010
Defendant's 30-day Trial Period Ends :	08/05/2010
Plaintiff's Rebuttal Disclosures :	08/20/2010
Plaintiff's 15-day Rebuttal Period Ends :	09/19/2010

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Scharlat, Michael, Malamas, George has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Scharlat, Michael, Malamas, George 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 First Class Mail on this date.

Respectfully submitted,  
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07/13/2009