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Filing date: **08/26/2011**

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

Proceeding	91190899
Party	Plaintiff Sharp Kabushiki Kaisha, a/t/a Sharp Corporation
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Submission	Motion to Extend
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Signature	/Sheryl De Luca/
Date	08/26/2011
Attachments	790-2052 motion for extension.pdf ( 4 pages )(77521 bytes )

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

SHARP KABUSHIKI KAISHA, a/t/a	)	Attorney Ref.: 790-2052
SHARP CORPORATION,	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91190899
	)	Mark: ONSHARP
ONSHARP, INC.,	)	Application No. 77/645,273
	)	
Applicant.	)	

**OPPOSER'S REQUEST FOR EXTENSION OF DISCOVERY DEADLINE  
WITHOUT CONSENT**

Opposer, Sharp Kabushiki Kaisha, a/t/a/ Sharp Corporation, respectfully moves this Board to extend the discovery period for 90 days and requests that all subsequent dates be reset accordingly as follows:

Discovery Closes:	December 3, 2011
Plaintiff's Pretrial Disclosures:	January 17, 2012
Plaintiff's 30-day Trial Period Ends:	March 2, 2012
Defendant's Pretrial Disclosures:	March 17, 2012
Defendant's 30-day Trial Period Ends:	May 1, 2012
Plaintiff's Rebuttal Disclosures:	May 16, 2012
Plaintiff's 15-day Rebuttal Period Ends:	June 15, 2012

The following explanation is believed to constitute good cause as to why this extension is necessary.

Discovery has not yet closed. It is currently set to close on September 4, 2011.

The parties have exchanged discovery responses to written discovery requests. However, the parties have not yet exchanged responsive documents and things. This is in large part due to the fact that terms of a protective order have not yet been agreed upon.<sup>1</sup> It is anticipated that (1) both parties will need time to exchange and review each other's responsive documents and things, (2) follow-up responses to discovery requests will be necessary and (3) discovery depositions may need to be taken. Both Applicant and Opposer will benefit from extension of the discovery period.

Moreover, it is believed that the Applicant would not be prejudiced as its counsel, Mr. Ims, has previously suggested to counsel for Opposer that it may be necessary to extend the discovery period.

Opposer's counsel, Donika Pentcheva and Mr. Ims were contacted with this 90-day extension request by letter of August 10, 2011, which requested a response by August 17, 2011. However, Applicant's counsel never provided a reply.

In view of the fact that both parties need sufficient time to review the other party's responsive documents and conduct follow-up discovery before the end of the discovery period, this extension of time will positively impact the proceedings. In other words, Opposer believes that there is no substantive negative impact on the case by the grant of the requested motion.

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<sup>1</sup> In addition, Sharp has requested that the Applicant exchange its documents rather than make them available for inspection.

Respectfully submitted,

**SHARP KABUSHIKI KAISHA,  
a/t/a SHARP CORPORATION**

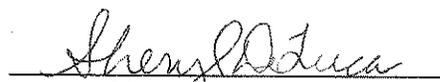
By: Sheryl De Luca

Robert W. Adams  
Sheryl De Luca  
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing "OPPOSER'S REQUEST FOR  
EXENSION OF DISCOVERY DEADLINE WITHOUT CONSENT" was this 26th day of  
August 2011 transmitted by first class mail to counsel for Applicant:

Donika P. Pentcheva  
Westman Champlin & Kelly PA  
900 Second Avenue South, Suite 1400  
Minneapolis, MN 55402

  
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Sheryl De Luca