

ESTTA Tracking number: **ESTTA328733**

Filing date: **01/26/2010**

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

Proceeding.	91192388
Applicant	Plaintiff Tibi, LLC
Other Party	Defendant Fairall, Paul

## 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 01/30/2010. Tibi, LLC requests that such date be extended for 30 days, or until 03/01/2010, and that all subsequent dates be reset accordingly.

Time to Answer :	03/01/2010
Deadline for Discovery Conference :	03/31/2010
Discovery Opens :	03/31/2010
Initial Disclosures Due :	04/30/2010
Expert Disclosure Due :	08/28/2010
Discovery Closes :	09/27/2010
Plaintiff's Pretrial Disclosures :	11/11/2010
Plaintiff's 30-day Trial Period Ends :	12/26/2010
Defendant's Pretrial Disclosures :	01/10/2011
Defendant's 30-day Trial Period Ends :	02/24/2011
Plaintiff's Rebuttal Disclosures :	03/11/2011
Plaintiff's 15-day Rebuttal Period Ends :	04/10/2011

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Tibi, LLC has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Tibi, LLC 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,  
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01/26/2010