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Filing date: **06/01/2010**

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

Proceeding	91194562
Party	Defendant Karl Burgeson and Lynne Burgeson
Correspondence Address	THOMAS H. YOUNG THOMAS H. YOUNG, PC 5500 HAWTHORN CIRCLE GREENWOOD VILLAGE, CO 80121 UNITED STATES tyoung9851@msn.com
Submission	Motion to Extend
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Signature	/THY/
Date	06/01/2010
Attachments	P-MOTION EXTENSION OF TIME (as filed).pdf (3 pages)(117059 bytes)

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

AGAPE ROOFING AND CONSTRUCTION, LLC))	
)	
Opposer)	Opposition No. 91194562
)	Application No. 77832917
)	
v.)	Mark:
)	AGAPE CONSTRUCTION
KARL BURGESON and LYNNE BURGESON)	AND ROOFING
)	
Applicants)	
)	

**APPLICANTS' MOTION FOR A THIRTY DAY
EXTENSION OF TIME TO ANSWER THE NOTICE OF OPPOSITION**

Applicants Karl and Lynn Burgeson by their counsel hereby request that the TTAB grant a thirty (30) day extension of time for applicants to respond to the Notice of Opposition and to permit the parties to consider a resolution of this matter.

In requesting this extension of time, applicants state:

1. Applicants have been engaged in litigation asserting that opposer infringed the trademark rights of applicants (Karl Burgeson and Lynne Burgeson d/b/a Agape Construction & Roofing v. Agape Roofing and Construction LLC, Case No. 2009CV2425, in the District Court, Arapahoe County, Colorado; the "Litigation").
2. The parties are in the process of completing negotiations toward a resolution of the Litigation. Drafts of a settlement agreement have been circulated for review. Applicants anticipate that a final resolution should be completed in the near future.

3. The completion of the settlement discussions and/or the conclusion of a settlement in the Litigation may moot or otherwise affect this proceeding.

4. In addition, if the resolution of the Litigation does not moot or otherwise affect this opposition proceeding, applicants may need to locate and retain the services of litigation counsel familiar with all phases of the TTAB opposition process. In light of the settlement negotiations in the Litigation and other considerations, e.g., the Memorial Day holiday, applicants have been unable to do so prior to the filing of this motion. Applicants desire that they have the advice of experienced TTAB litigation counsel prior to filing their answer or otherwise responding to the Notice of Opposition.

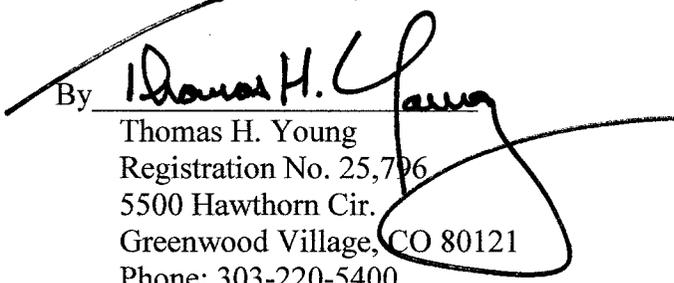
5. This motion has been timely filed. The TTAB's order of April 20, 2010, required an answer to be filed on or before May 30, 2010. Because May 30th is a Sunday and the following day, i.e., Memorial Day, is a federal holiday, the time for an answer is effectively due today, i.e., June 1st.

6. Prior to the filing of this motion, counsel for applicants contacted counsel for the opposer who was unable to provide a response regarding consent to this motion pending resolution of settlement discussions in the Litigation.

Respectfully submitted this 1st day of June, 2010.

THOMAS H. YOUNG, PC

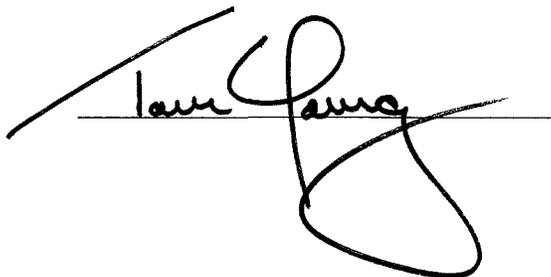
By


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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Applicants' Motion for a Thirty Day Extension of Time to Answer the Notice of Opposition was served upon the Opposer by sending a true and correct copy thereof by U.S. Postal Service, deposited in the U.S. mail, postage prepaid on June 1, 2010, addressed to counsel of record as follows:

Soula Skokos
Skokos Law Group, LLC
1100 Jorie Boulevard, Suite 220
Oak Brook, Il 60523

A handwritten signature in black ink, appearing to read "Soula Skokos", is written over a horizontal line. The signature is stylized and cursive.