

ESTTA Tracking number: **ESTTA525257**

Filing date: **03/06/2013**

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

Proceeding	91194974
Party	Plaintiff Promark Brands Inc. and H.J. Heinz Company
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Submission	Stipulated/Consent Motion to Extend
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Signature	/Angela R. Gott/
Date	03/06/2013
Attachments	Joint Stipulation to Amend Schedule.pdf ( 2 pages )(110926 bytes )

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

PROMARK BRANDS INC. and  
H. J. HEINZ COMPANY,

**Opposition Nos. 91194974 (Parent)  
91196358**

Opposers,

U.S. Trademark Application 77/864,305  
For the Mark **SMART BALANCE**

v.

Published in the Official Gazette on April 20, 2010

GFA BRANDS, INC.,

U.S. Trademark Application 77/864,268  
For the Mark **SMART BALANCE**

Applicant.

Published in the Official Gazette on August 10, 2010

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**JOINT STIPULATION TO AMEND SCHEDULE**

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Opposers, ProMark Brands Inc. and H. J. Heinz Company, and Applicant, GFA Brands, Inc., by their counsel, hereby stipulate and agree that the current schedule be reset, so that the following schedule will apply:

Plaintiffs' Trial Period Ends:	03/12/2013
Defendant's Pretrial Disclosures:	03/19/2013
Defendant's 30-day Trial Period Ends:	04/29/2013
Plaintiffs' Rebuttal Disclosures:	05/14/2013
Plaintiffs' 15-day Rebuttal Period Ends:	06/13/2013

This stipulation is being made by one of the attorneys for Opposers on behalf of both parties, to correct the errors as to the deadlines for Defendant's 30-day Trial Period, Plaintiff's Rebuttal Disclosures, and Plaintiffs' 15-day Rebuttal Period set forth in Opposers' February 26, 2013 Motion to Amend Schedule. Johanna M. Wilbert, attorney for Applicant, GFA Brands, Inc., has consented to this stipulation.

Dated this 6th day of March, 2013.

/Angela R. Gott/

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/Johanna M. Wilbert/ (via email consent)

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***Attorneys for Applicant GFA Brands, Inc.***

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing JOINT STIPULATION TO AMEND SCHEDULE was sent by First Class U.S. Mail, postage prepaid, with a courtesy copy via email, on this 6th day of March, 2013, to Counsel for Applicant:

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