

ESTTA Tracking number: **ESTTA389397**

Filing date: **01/20/2011**

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

|                           |   |
|---------------------------|---|
| Proceeding                | 91196942  |
| Party                     | Plaintiff<br>Critical Path, Inc.  |
| Correspondence<br>Address | PATRICK H BALLEW<br>BALLEW LAW<br>PO BOX 428<br>YAKIMA, WA 98907<br>UNITED STATES<br>amatt@ballewlaw.us |
| Submission                | Stipulated/Consent Motion to Extend   |
| Filer's Name              | Patrick H. Ballew   |
| Filer's e-mail            | amatt@ballewlaw.us, jmatulis@ckbusinesslaw.com  |
| Signature                 | /patrick h ballew/  |
| Date                      | 01/20/2011  |
| Attachments               | Critical Path Motion to Extend- 1-19-11.pdf ( 2 pages )(47108 bytes )                                   |

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

|  |   |
|--|---|
| CRITICAL PATH, INC.<br><br>Plaintiff,<br><br>vs.<br><br>CRITICAL PATH TRAINING, LLC,<br><br>Defendant. | In the Matter of Application Serial No:<br>77/859,527<br><br>Published in the <i>Official Gazette</i> On: April 20,<br>2010<br><br>Mark: <b>CRITICAL PATH TRAINING and<br/>Design</b><br><br>Opposition No.: 91196942<br>Date: January 20, 2011 |
|--|---|

BOX TTAB  
Commissioner for Trademarks  
PO Box 1451  
Alexandria, Virginia 22313-1451

**MOTION FOR AN EXTENSION OF DISCOVERY OR TRIAL PERIODS WITH  
CONSENT**

The close of discovery is currently set to close on 06/22/2011. CRITICAL PATH, INC. requests that such date be extended for 60 days until 08/21/2011, and that all subsequent dates be reset accordingly:

|  |            |
|--|------------|
| Time to Answer:                          | CLOSED     |
| Deadline for Discovery Conference:       | CLOSED     |
| Discovery Opens:                         | CLOSED     |
| Initial Disclosures Due:                 | 02/24/2011 |
| Expert Disclosure Due:                   | 07/22/2011 |
| Discovery Closes:                        | 08/21/2011 |
| Plaintiff's Pretrial Disclosures:        | 10/05/2011 |
| Plaintiff's 30-day Trial Period Ends     | 11/19/2011 |
| Defendant's Pretrial Disclosures:        | 12/04/2011 |
| Defendant's 30-day Trial Period Ends     | 01/18/2012 |
| Plaintiff's Rebuttal Disclosures:        | 02/02/2012 |
| Plaintiff's 15-day Rebuttal Period Ends: | 03/03/2012 |

The grounds for this request are as follows: Parties are engaged in settlement discussions.

CRITICAL PATH, INC. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested here in.

CRITICAL PATH, INC. 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.

January 20, 2011

Respectfully submitted,

BALLEW LAW  
Attorney for Plaintiff

By: 

Patrick H. Ballew  
PO Box 428  
Yakima, WA 98907

**Certificate of Service**

I hereby certify 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,

By: 