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

Proceeding	91198918
Party	Defendant DARRELL D BIRD
Correspondence Address	DARRELL D BIRD PO BOX 740181 HOUSTON, TX 77274-0181 UNITED STATES darrellbrd58@yahoo.com
Submission	Stipulation of Facts
Filer's Name	Gus E. Pappas
Filer's e-mail	guspappas@sbcglobal.net, hlingle@sbcglobal.net
Signature	/s/ Gus E. Pappas
Date	06/01/2011
Attachments	051611 stipulation in Gator.pdf (2 pages)(38573 bytes)

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

Abita Brewing Company, LLC,)	
)	Opposition No. 91198918
Opposer,)	
)	
v.)	Serial No. 85063984
)	
Darrell D. Bird,)	
)	Mark: GATOR
Applicant.)	

STIPULATION REGARDING DEADLINES

Dear Sir or Madam:

Please be advised that Counsel for the Opposer, Abita Brewing Company, LLC, and Counsel for the Applicant, Darrell D. Bird, spoke in or about late March, 2011 and, at that time, Counsel for the Opposer agreed to extend the deadline by which the Applicant could file an Answer to the Notice of Opposition filed on behalf of Abita Brewing Company, LLC. Counsel for Applicant has been inundated with other trial and hearing matters and an oversight by the office for Counsel for Applicant led to the failure to file the Parties' Stipulation with the Board. Counsel for Applicant spoke with Counsel for Opposer on May 16, 2011, and Counsel for Opposer has agreed to extend the deadline for Applicant to file an Answer to June 1, 2011. This Stipulation is being filed based on such agreement. The Parties' Counsel are exploring the possibility of a settlement of the case and, to the extent that they are unable to reach such settlement, the Parties respectfully request that this Board extend the other deadlines in this proceeding by approximately forty-five (45) days.

On May 16, 2011, the Board sent a Notice of Default and, therein indicated that Applicant had approximately thirty (30) days to show cause why Judgment by Default should not be entered. Counsel for Applicant is filing, concurrently herewith, a Motion to Set Aside Notice of Judgment and, Alternatively, Motion to Set Aside Default Judgment, and Bird's Answer to the Notice of Opposition, based upon the Parties' agreement, as set forth herein.

Dated: June 1, 2011.

Respectfully submitted,

/s/ Gus E. Pappas

Gus E. Pappas
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Opposition No. 91198918

CERTIFICATE OF SERVICE

I, Gus E. Pappas, do hereby certify that a true and correct copy of the above and foregoing Stipulation has been sent to the Opposer, by and through its attorney of record, Todd S. Owers, CARVER, DARDEN, KORETZKY, TESSIER, FINN, BLOSSMAN & AREAUX, LLC, 1100 Poydras Street, Suite 3100, New Orleans, Louisiana 70163, *via certified mail, return receipt requested*, on the 1st day of June, 2011

/s/ Gus E. Pappas

Gus E. Pappas