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Filing date: **06/07/2011**

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

| | |
|------------------------|--|
| Proceeding | 91199109 |
| Party | Plaintiff Calpis Co., Ltd. |
| Correspondence Address | DONNA A TOBIN BAKER AND HOSTETLER LLP 45 ROCKEFELLER PLAZA NEW YORK, NY 10111 UNITED STATES rhorowitz@bakerlaw.com, dtobin@bakerlaw.com, ejoyce@bakerlaw.com, trademarks@bakerlaw.com, jlozada@bakerlaw.com |
| Submission | Motion to Extend |
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| Signature | /Donna A. Tobin/ |
| Date | 06/07/2011 |
| Attachments | Motion_to_Suspend_91199109.pdf (3 pages)(62219 bytes) |

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

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|---------------------|---|------------------------------|
| CALPIS CO., LTD. |) | |
| |) | |
| Opposer, |) | |
| |) | |
| v. |) | Consolidated |
| |) | Opposition Nos. 91199109 and |
| |) | 91199111 |
| |) | |
| CALICO JACK'S L.L.C |) | |
| |) | |
| Applicant. |) | |

**OPPOSER'S MOTION TO SUSPEND ALL DEADLINES PENDING RESOLUTION OF
ITS MOTION FOR AN ORDER DIRECTING THAT FED. R. CIV. P. RULE 8(b)(6)
APPLIES TO APPLICANT'S AMENDED ANSWERS**

Opposer CALPIS CO. LTD. ("Calpis") hereby submits its Motion to Suspend All Deadlines Pending Resolution of its Motion for an Order Directing That Fed. R. Civ. P. Rule 8(b)(6) applies to Applicant's Amended Answers in these consolidated opposition proceedings (the "Pending Motion"), filed June 7, 2011.

Presently, the schedule in this proceeding, as set forth in the Board's Order of April 25, 2011, is as follows:

| | |
|-----------------------------------|-----------|
| Deadline for Discovery Conference | 6/8/2011 |
| Discovery Opens | 6/8/2011 |
| Initial Disclosures Due | 7/8/2011 |
| Expert Disclosures Due | 11/5/2011 |

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|---|-----------|
| Discovery Closes | 12/5/2011 |
| Plaintiff's Pretrial Disclosures | 1/19/2012 |
| Plaintiff's 30-day Trial Period Ends | 3/4/2012 |
| Defendant's Pretrial Disclosures | 3/19/2012 |
| Defendant's 30-day Trial Period Ends | 5/3/2012 |
| Plaintiff's Rebuttal Disclosures | 5/18/2012 |
| Plaintiff's 15-day Rebuttal Period Ends | 6/17/2012 |

Opposer requests that all deadlines be suspended, and reset following the Board's determination on the Pending Motion, as such determination will affect discovery and other deadlines in this proceeding.

CONCLUSION

Based upon the forgoing, Opposer respectfully submits that its Motion to Suspend All Deadlines Pending Resolution of its Motion for an Order Directing That Fed. R. Civ. P. Rule 8(b)(6) applies to Applicant's Amended Answers in these consolidated opposition proceedings should be granted in its entirety.

Dated: June 7, 2011

BAKER & HOSTETLER LLP

By: 

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Attorneys for Opposer
Calpis Co., Ltd.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing motion was served on June 7, 2011 by first class mail, postage prepaid, in an envelope addressed to Applicant as follows:

Calico Jack's LLC
Attn: Sidney J. Martin
19 Autumn Lane
Carriere, MS 39426-7070


