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

Proceeding	91200223
Party	Plaintiff Flame & Wax, Inc.
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Date	08/02/2012
Attachments	2012-08-02 Motion for an Extension of Trial Periods with Consent.pdf (2 pages) (16531 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

FLAME & WAX, INC.,

Opposer,

v.

LAGUNA CANDLES,

Applicant.

Opposition No. 91200223

Serial No. 85/137,006

Regarding the Mark: Laguna Candles

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

TO THE TRADEMARK TRIAL AND APPEAL BOARD:

The parties, Plaintiff Flame & Wax, Inc. and Defendant Laguna Candles, hereby request that the upcoming dates in this matter be extended as follows:

Plaintiff's Pretrial Disclosures	October 4, 2012
Plaintiff's 30-day Trial Period ends	November 16, 2012
Defendant's Pretrial Disclosures due	December 4, 2012
Defendant's 30-day Trial Period ends	January 15, 2013
Plaintiff's Rebuttal Disclosures due	January 30, 2013
Plaintiff's 15-day Rebuttal Period ends	February 28, 2013

The parties' request for an additional extension of dates is based upon the grounds that Applicant's counsel has represented that documents responsive to Opposer's discovery requests are forthcoming which will purportedly alleviate the need for Opposer to file a motion to compel the production of such documents. Furthermore, the parties continue to engage in discussions intended to resolve this matter. Similar requests were made and granted on January 13, 2012 and May 31, 2012.

Though this is a joint motion, as Plaintiff Flame & Wax, Inc. is the party filing this motion, it represents that it has secured the express consent of Defendant Laguna Candles for the extension and resetting of dates requested herein.

Plaintiff Flame & Wax, Inc. has provided an electronic mail address herewith for itself and for Defendant Laguna Candles so that any order on this motion may be issued electronically by the Board.

Dated: August 2, 2012

Respectfully submitted,
/David A. Berstein/
David A. Berstein
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Attorney for Plaintiff Flame & Wax, Inc.

The electronic mail address for Counsel for Defendant Laguna Candles:
kevin@kmwlawoffice.com.

CERTIFICATE OF SERVICE

I certify that a true and complete copy of the attached document entitled **MOTION FOR AN EXTENSION OF TRIAL PERIODS WITH CONSENT** was served on Defendant by mailing said copy on August 2, 2012, via Electronic and First Class Mail, postage prepaid to the Defendant's e-mail and physical correspondence addresses listed in the TARR system on this date, as follows:

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