

ESTTA Tracking number: **ESTTA441980**

Filing date: **11/18/2011**

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

Proceeding	91200643
Party	Plaintiff Dille Family Trust
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Submission	Motion to Extend
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Date	11/18/2011
Attachments	Motion to Extend.pdf (2 pages)(21320 bytes)

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

In the Trademark Opposition of:)	
)	
Mark: BUCK ROGERS)	
Appl. No. 77/650082)	Opposition No.: 91200643
Filed: July 12, 2011)	
Published: June 14, 2011)	Date: November 18, 2011
)	
DILLE FAMILY TRUST,)	
Opposer,)	
)	
vs.)	
)	
NOWLAN FAMILY TRUST,)	
<u>Applicant</u>)	
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MOTION TO EXTEND THE TIME TO RESPOND TO DISCOVERY

Opposer's Responses to Applicant's initial discovery is due November 19, 2011. Opposer, Dille Family Trust, asks that such date be extended 60 days, or until January 18, 2011, and that all subsequent dates be reset accordingly.

The grounds for Opposer's request are as follows:

- a) There are numerous records in various locations which must be organized, boxed, and sent to counsel for review;
- b) On the 1st day of July, 2011, a new Trustee for the Dille Family Trust was appointed and took over the handling and administration of all Dille Family Trust affairs. This individual is Louise A. Geer, Trustee for the Dille Family Trust. Ms. Geer had no prior involvement with any prior Trust matters before her appointment as Trustee;
- c) In order to respond to the discovery, including but not limited to Admissions, the Trustee has requested that various relevant individuals with information which would possibly be the subject matter of discovery provide the aforementioned discovery, including numerous records which extend back to the 1920's up to the present time. The aforementioned records, documents, documentary material, are numerous and extensive and are currently being collected. This information is in Chicago, IL, and in Los Angeles, CA, and will be sent to the Trustee and then to counsel;
- d) The primary individual who is in possession of a majority of the records resides and is situated in Chicago, IL. This individual is currently the primary care taker for her husband who recently experienced a significant life-threatening medical crisis, namely an aneurism that has left him severely limited physically and requiring

constant attention from his spouse, the individual who would be charged with collecting the information which would be supplied to the Trustee who would then provide that information to counsel. The husband is currently under medical restrictions and is extremely ill.

Opposer, Dille Family Trust, requests that all subsequent dates be reset accordingly.

Expert Disclosures Due	4/18/2012
Discovery Closes	5/19/2012
Plaintiff's Pretrial Disclosures	7/3/2012
Plaintiff's 30-day Trial Period Ends	8/17/2012
Defendant's Pretrial Disclosures	9/1/2012
Defendant's 30-day Trial Period Ends	10/15/2012
Plaintiff's Rebuttal Disclosures	10/30/2012
Plaintiff's 15-day Rebuttal Period Ends	11/29/2012

Opposer has provided an e-mail address herewith for itself and for Applicant so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address of record by First Class Mail on this date.

Respectfully submitted,

/Vincent G. LoTempio/

Vincent G. LoTempio
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November 18, 2011