

Initial Disclosures:	March 1, 2012
Expert Disclosures:	June 22, 2012
Discovery Closes:	July 22, 2012
Plaintiff's Pretrial Disclosures:	September 5, 2012
Plaintiff's 30 Day Trial Period Ends:	October 20, 2012
Defendant's Pretrial Disclosures:	November 4, 2012
Defendant's 30 Day Trial Period Ends:	December 19, 2012
Plaintiff's Rebuttal Disclosures:	January 3, 2013
Plaintiff's 15-day Rebuttal Period Ends:	February 2, 2013

This time is needed in order for each party to confer with their respective clients and allow additional time to discuss discovery related matters and the possibility of settlement.

The foregoing motion is not being filed for the purpose of mere delay of the proceedings and favorable consideration of this request is respectfully solicited.

Applicant has secured the express consent of all parties to this proceeding for the extension and resetting of dates requested herein.

Dated: New York, New York
January 25, 2012

Respectfully submitted,

By: Todd Braverman
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Attorneys for Applicant
Vitamin Shoppe Industries Inc.

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

In the Matter of U.S. Application No. 85071988

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MELALEUCA, INC.,)	
)	Opposition No 91201229
Opposer,)	
)	U.S. Application No. 85071988
v.)	
)	Mark: JOINT VITALITY
VITAMIN SHOPPE INDUSTRIES, INC.,)	
)	
Applicant.)	
-----	x	

ATTN: Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

CERTIFICATE OF FIRST-CLASS MAIL SERVICE

I hereby certify that a copy of the foregoing "SECOND MOTION FOR AN EXTENSION OF DISCOVERY OR TRIAL PERIODS WITH CONSENT" was mailed first-class mail, postage prepaid, to Krista Weber Powell, TraskBritt, P.C., 230 South 500 East Suite 300, Salt lake City, UT 84102, attorneys for Opposer, this 25th day of January, 2012.

Date: January 25, 2012



Todd Braverman Esq.