

ESTTA Tracking number: **ESTTA558973**

Filing date: **09/11/2013**

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

Proceeding	91201555
Party	Defendant Able Planet, Incorporated
Correspondence Address	GLENN H LENZEN HUSCH BLACKWELL LLP 1700 LINCOLN STREET, SUITE 4700 DENVER, CO 80203 UNITED STATES PTO-DEN@huschblackwell.com, Glenn.Lenzen@huschblackwell.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Anna Kurian Shaw
Filer's e-mail	dcptotrademarkmail@hoganlovells.com, dctrademark@hoganlovells.com
Signature	/Anna Kurian Shaw/
Date	09/11/2013
Attachments	91201555 Stipulated Extension Request.pdf(10548 bytes)

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

<p>XTREME COUTURE, INC.,</p> <p style="text-align: center;">Opposer,</p> <p style="text-align: center;">v.</p> <p>ABLE PLANET, INCORPORATED</p> <p style="text-align: center;">Applicant</p>	<p>Opposition No. 91201555</p> <p>Application Serial No. 85110811 Mark: EXTREME and DESIGN Filing Date: August 18, 2010</p> <p>Application Serial No. 85114059 Mark: EXTREME Filing Date: August 23, 2010</p> <p>Application Serial No. 85122748 Mark: EXTREME and DESIGN Filing Date: September 3, 2010</p>
--	--

STIPULATION TO EXTEND PROCEEDINGS

Subject to the approval of the Board, the parties stipulate and request that all proceedings be extended for a period of 30 days, and that the disclosure, discovery, and trial dates be revised as follows:

Time to Answer	October 15, 2013
Deadline for Discovery Conference	November 14, 2013
Discovery Opens	November 14, 2013
Initial Disclosures Due	December 14, 2013
Expert Disclosures Due	April 13, 2014
Discovery Closes	May 13, 2014
Plaintiff's Pretrial Disclosures	June 27, 2014
Plaintiff's 30 Day Trial Period Ends	August 11, 2014
Defendant's Pretrial Disclosures	August 26, 2014
Defendant's 30 Day Trial Period Ends	October 10, 2014
Plaintiff's Rebuttal Disclosures	October 25, 2014
Plaintiff's 15 Day Rebuttal Period Ends	November 24, 2014

This request is not filed for purposes of delay. The parties have made meaningful progress in their efforts to settle this matter and good cause exists for the requested extension

because, among other things, the parties are making significant progress towards settling this matter.

The parties have been engaged in on-going discussions to negotiate a settlement agreement since the proceedings came out of suspension on August 6, 2013 and have exchanged communications regarding proposed settlement terms as recently September 6, 2013. The parties remain hopeful that they will be able to amicably resolve this proceeding. An extension will facilitate the preparation and finalization of a final settlement agreement, saving the time and resources of both the parties and the Board. For the reasons stated above, the parties submit that good cause exists to extend all remaining proceeding deadlines.

Applicant, through its counsel, Jan Kaufman, consented to this extension on September 6, 2013. Applicant notes that although opposer's counsel is identified in the Trademark Trial and Appeal Board records as Michael Bassiri, when the undersigned contacted Mr. Bassiri, Mr. Bassiri forwarded such communications to Ms. Kaufman who indicated she was now representing opposer.

Date: September 11, 2013

Respectfully submitted,

/AKS/

Raymond A. Kurz
Anna Kurian Shaw
Hogan Lovells US LLP
Columbia Square
555 13th Street, NW
Washington, DC 20004
(202) 637-5600 Phone
(202) 637-5910 Fax
Counsel for Verisign, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of September, 2013, a complete and accurate copy of the foregoing was served by electronic mail with a complimentary copy sent via first-class mail, postage pre-paid, addressed to the following counsel for Respondent Xtreme Couture Inc.:

Michael Bassiri
1799 Apollo Court
Seal Beach, CA 90740
bassiri@afflictionclothing.com

Jan Kaufman
462 Stevens Ave., Ste. 310
Solana Beach, CA 92075
jank@jkleghalservices.com

/AKS/

Raymond A. Kurz
Anna Kurian Shaw
Hogan Lovells US LLP
Columbia Square
555 13th Street, NW
Washington, DC 20004
(202) 637-5600 Phone
(202) 637-5910 Fax
Counsel for Verisign, Inc.