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

Proceeding	91204296
Party	Plaintiff JJI International, Inc.
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Submission	Motion to Extend
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Date	09/13/2013
Attachments	JJI's Motion to Extend Scheduling Order 9-13-2013.pdf(17258 bytes)

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

JJI INTERNATIONAL, INC. :
Opposer, : Appl. Ser. No.: 85356064
v. : Opposition No.: 91204296
SPARKLE LIFE, LLC :
Applicant. :

OPPOSER'S MOTION TO EXTEND THE SCHEDULING ORDER

Pursuant to Fed. R. Civ. P. 6(b), section 509.01(a) of the Trademark Trial and Appeal Board Manual of Procedure ("TBMP") (3d ed. rev. 2011), and 37 C.F.R. § 2.120(a)(2), Opposer, JJI International, Inc. ("JJI"), by its attorneys, hereby respectfully moves, for good cause, for an order extending certain deadlines set forth in the scheduling order by thirty days.

As basis for this motion, JJI states that it has participated in earnest in the discovery phase of this proceeding, and made its Pretrial Disclosures on July 30, 2013. JJI further states that its undersigned counsel is currently involved in a significant, multiple-week long jury trial in a case pending in the United States District Court for the District of Rhode Island, *Ira Green, Inc. v. Military Sales & Service Co.*, C.A. No.: 10-207 S. In this regard, the undersigned counsel has been engaged in extensive and daily trial preparation during the pendency of JJI's current Trial Period. Because of the significance and size of this litigation, and accompanying trial preparation efforts, the undersigned counsel has been unavailable to take witness testimony during its Trial Period. Furthermore, there were no other individuals associated with the

undersigned counsel of record who possessed the requisite knowledge to participate in the preparation and submission of evidence during the assigned Trial Period.

Accordingly, JJI requests a limited thirty-day extension of JJI's Trial Period, and certain other deadlines set forth in the scheduling order. *See Societa Per Azioni Chianti Ruffino Esportazione Vinicola Toscana v. Colli Spolentini Spoletoducale SCRL*, 59 USPQ2d 1383, 1383-84 (TTAB 2001) (the press of other litigation constituted good cause to extend opposer's testimony period). Furthermore, an extension of certain deadlines, as set forth below, would not prejudice Sparkle Life.

Accordingly, JJI respectfully requests that certain deadlines set forth in the scheduling order be extended by thirty days.

	Current Deadline	Proposed Revised Deadline
Plaintiff's 30-day trial period ends	September 13, 2013	October 11, 2013
Defendant's pretrial disclosures	September 28, 2013	October 25, 2013
Defendant's 30-day trial period ends	November 12, 2013	December 12, 2013
Plaintiff's rebuttal disclosures	November 27, 2013	December 27, 2013
Plaintiff's 15-day rebuttal period ends	December 27, 2013	January 27, 2013

JJI INTERNATIONAL, INC.

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CERTIFICATE OF SERVICE:

I hereby certify that a true and complete copy of the foregoing *OPPOSER'S MOTION TO EXTEND THE SCHEDULING ORDER* has been served on counsel to Sparkle Life LLC by sending said copy on September 13, 2013, via First Class Mail, postage prepaid to:

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