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

Proceeding	91205046
Party	Defendant Ate My Heart Inc.
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Date	03/04/2014
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March 4, 2014

VIA ESTTA

Mary Catherine Faint, Esq.
Interlocutory Attorney
United States Patent and Trademark Office
Trademark Trial and Appeal Board
Law Office 103
P.O. Box 1451
Alexandria, VA 22313-1451

RE: Christina Sukljian v. Ate My Heart, Inc., Opposition No. 91/205,046
Ate My Heart, Inc. v. Christina Sukljian, Cancellation No. 92/055,279

Dear Ms. Faint:

We represent Applicant/Petitioner Ate My Heart, Inc. (“AMH”) in the above captioned proceedings. In the Board’s Order, dated January 28, 2014 (the “Order”), the Board permitted AMH to depose Opposer/Respondent Christina Sukljian on or before forty days from the Order’s mailing date in Albany, New York, or wherever the parties may agree. The Board also reset the proceedings’ dates, including resetting the close of discovery for March 10, 2014. AMH noticed the deposition of Ms. Sukljian for March 5, 2014 in Albany, New York, however, due to exigent circumstances, AMH is unable to depose Ms. Sukljian on or before March 10, 2014.

We have attempted on several occasions to contact Ms. Sukljian regarding the postponement and re-scheduling of her deposition. Specifically, we emailed Ms. Sukljian on March 3, 2014 at the email address <info@zela.com>, which is the email address provided as Ms. Sukljian’s contact email on the TTAB website. Furthermore, on both March 3 and March 4, 2014, AMH’s counsel, Ryan Klarberg, placed a telephone call to Ms. Sukljian. In both instances, however, Mr. Klarberg was advised by Ms. Sukljian’s secretary that Ms. Sukljian was unavailable. On both telephone calls, Mr. Klarberg subsequently left his full name, law firm name and telephone number, and requested the secretary to please have Ms. Sukljian return his call as soon as possible to discuss the rescheduling the deposition. Ms. Sukljian has neither responded to our email nor returned our phone calls.

Mary Catherine Faint, Esq.
March 4, 2014
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Accordingly, AMH respectfully requests the Board to grant AMH a two-week extension of time from March 5, 2014 in order for AMH to depose Ms. Sukljian in these proceedings and reset the Scheduling Order as follows:

Discovery Closes 3/24/2014

Plaintiff's Pretrial Disclosures Due 5/8/2014

Plaintiff's 30-day Trial Period Ends 6/22/2014

Defendant's Pretrial Disclosures Due 7/7/2014

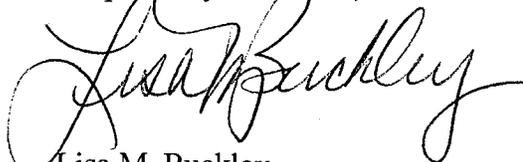
Defendant's 30-day Trial Period Ends 8/21/2014

Plaintiff's Rebuttal Disclosures Due 9/5/2014

Plaintiff's 15-day Rebuttal Period Ends 10/5/2014

Thank you in advance for your attention to this matter.

Respectfully submitted,



Lisa M. Buckley

cc: Ms. Christina Sukljian
Opposer/Respondent, Pro Se