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Filing date: **07/25/2013**

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

Proceeding	91205048
Party	Plaintiff Habitat for Humanity International, Inc.
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Submission	Stipulated/Consent Motion to Extend
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Signature	/Samantha L. Hayes/
Date	07/25/2013
Attachments	2013.07.25 Consented Motion for EOT (SWIPE FOR HUMANITY).pdf(95155 bytes)

In the matter of Application Serial No. 85/451,415

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

HABITAT FOR HUMANITY)	
INTERNATIONAL, INC.,)	
)	
Opposer,)	Opposition No. 91205048
)	
v.)	Mark: SWIPEFORHUMANITY
)	
DANNY K. CHOI, and)	
MELINDA A. CHOI,)	
)	
Applicants.)	

**CONSENT MOTION FOR EXTENSION OF
DISCOVERY AND TRIAL DEADLINES**

Opposer Habitat for Humanity International, Inc. (“Opposer”), with Consent of Applicants, Danny K. Choi and Melinda A. Choi, respectfully moves the Board for an extension of the discovery and trial deadlines in this proceeding by ninety (90) days as the parties are currently in settlement negotiations. Counsel for Applicants consented to this extension and motion in an email dated July 22, 2013.

At this time, no discovery has been exchanged. However, the parties have made substantial progress toward settlement of this matter. Since the last extension, Applicants and their counsel have reviewed and analyzed the proposed settlement agreement that Opposer’s counsel drafted, and Applicants’ counsel provided Opposer’s counsel with revisions for review and comment. Only one provision of the agreement remains in dispute (which concerns the scope and nature of Applicants’ future use of the mark). The parties request additional time for Opposer’s counsel to review and analyze with Opposer the proposed revisions to the agreement and, if necessary, provide further comment and/or revisions to the disputed provision. If

accepted, the settlement agreement would resolve this matter without the need to continue with the opposition proceedings. If the parties are unable to reach an agreement within ninety days, they will exchange initial disclosures by the newly reset deadline and move forward with discovery.

Accordingly, the parties request that the Board reset all discovery and trial deadlines as follows:

Initial Disclosures Due	October 26, 2013
Expert Disclosures Due	February 25, 2014
Discovery Closes	March 25, 2014
Plaintiff's Pretrial Disclosures Due	May 9, 2014
Plaintiff's 30 Day Trial Period Ends	June 24, 2014
Defendants' Pretrial Disclosures Due	July 7, 2014
Defendants' 30 Day Trial Period Ends	August 22, 2014
Plaintiff's Rebuttal Disclosures Due	September 6, 2014
Plaintiff's 15 Day Rebuttal Period Ends	October 7, 2014

This the 25th day of July, 2013.

/Samantha L. Hayes/
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*Attorneys for Opposer
Habitat for Humanity International, Inc.*

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INTERNATIONAL, INC.,)	
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Opposer,)	Opposition No. 91205048
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CERTIFICATE OF SERVICE

This is to certify that the foregoing CONSENTED MOTION FOR EXTENSION OF DISCOVERY AND TRIAL DEADLINES was served on Applicants by depositing a true and correct copy in the U.S. first class mail, postage pre-paid, addressed as follows:

Stephen Z. Vegh
Stetina Brunda Garred & Brucker
75 Enterprise Suite 250
Aliso Viejo, CA 92656

This the 25th day of February 2013.

/Samantha L. Hayes/
Samantha L. Hayes