

ESTTA Tracking number: **ESTTA636769**

Filing date: **11/04/2014**

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

Proceeding	91208923
Party	Plaintiff Mt. Eden Organics, Inc.
Correspondence Address	Matthew H. Swyers, Esq. The Trademark Company 344 Maple Avenue West, Suite 151 Vienna, VA 22180 UNITED STATES mswyers@thetrademarkcompany.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Matthew Swyers
Filer's e-mail	mswyers@TheTrademarkCompany.com
Signature	/Matthew H. Swyers/
Date	11/04/2014
Attachments	Consent Motion to Extend Dates.pdf(164791 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board**

Serial No. 85/631,038
For the mark: NATIVE NUTRIENTS

Mt. Eden Organics, Inc.	:	
	:	
Opposer,	:	
	:	
vs.	:	Opposition No. 91208923
	:	
Native Nutrients,	:	
	:	
Applicant.	:	

CONSENT MOTION TO EXTEND DATES

COMES NOW Opposer, Mt. Eden Organics, Inc. (hereinafter “Opposer”) by counsel, with consent of Applicant, and respectfully requests that the remaining dates in the instant opposition proceeding be extended for a period of sixty (60) days for good cause shown. Pursuant to 37 C.F.R. 2.128, the requested extension has not been made for purposes of mere delay; but, rather, because the parties require additional time for completing their respective trial briefs.

The parties have conferred regarding the proposed extension and Applicant’s counsel has consented to the requested extensions proposed in this Motion.

Wherefore, it is respectfully requested that the remaining dates in this matter be extended as follows:

Deadline	Current Deadline	New Deadline
Opposer’s Trial Brief:	November 4, 2014	January 3, 2015
Applicant’s Trial Brief	December 4, 2014	February 2, 2015
Opposer’s Rebuttal Brief	December 19, 2014	February 17, 2015

Respectfully submitted this 4th day of November, 2014.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

Matthew H. Swyers, Esq.

344 Maple Avenue West, Suite 151

Vienna, VA 22180

Tel. (800) 906-8626

Facsimile (270) 477-4574

mswyers@TheTrademarkCompany.com

Counsel for Opposer

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board**

Serial No. 85/631,038
For the mark: NATIVE NUTRIENTS

Mt. Eden Organics, Inc.	:	
	:	
Opposer,	:	
	:	
vs.	:	Opposition No. 91208923
	:	
Native Nutrients,	:	
	:	
Applicant.	:	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 4th day of November, 2014, to be served, via first class mail, postage prepaid, upon:

Paulo A. de Almeida
Patel & Almeida, P.C.
16830 Ventura Blvd., Ste. 360
Encino, CA 91436

/Matthew H. Swyers/
Matthew H. Swyers