

ESTTA Tracking number: **ESTTA586500**

Filing date: **02/10/2014**

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

Proceeding	91209617
Party	Plaintiff XIKAR, INC.
Correspondence Address	Ginnie C. Derousseau Erickson, Kernell, Derousseau & Kleypas, LLC 8900 State Line Road, Suite 500 Leawood, KS 66206 UNITED STATES ekdkdocket@kcpatentlaw.com, ginnied@kcpatentlaw.com, mjiles@kcpatentlaw.com
Submission	Motion to Extend
Filer's Name	Ginnie C. Derousseau
Filer's e-mail	ginnied@kcpatentlaw.com, mjiles@kcpatentlaw.com, ekdkdocket@kcpatentlaw.com
Signature	/Ginnie C. Derousseau/
Date	02/10/2014
Attachments	20140210 Motion for Extension of Time.pdf(112504 bytes)

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

In re Application Serial No. 85/652,496,
filed June 14, 2012, CICAR

XIKAR, INC.,)	
)	
Opposer,)	
)	
v.)	Opposition No. 91209617
)	
DEBRA WISEBERG D/B/A BRAM)	
WARREN COMPANY,)	
)	
Applicant.)	
_____)	

Commissioner of Trademarks
P. O. Box 1451
Alexandria, Virginia 22313-1451

Sir:

MOTION FOR EXTENSION OF TIME

Opposer hereby moves the Board for a 30-day extension of the time in which to answer the discovery requests and of the testimony periods in the above-identified proceeding. Additional time is needed by Opposer to respond to the outstanding discovery requests due to Opposer's recent travel schedule. Notably, this is the first extension request sought by Opposer. Furthermore, extension of the testimony period dates are sought to enable the parties to finalize discovery. Specifically, Applicant has not yet produced all of the information requested by Opposer. Opposer's counsel contacted Applicant to obtain consent for this motion, but consent was denied.

Upon grant of this motion, the closing dates will be as follows:

Plaintiff's Answers to Defendant's Second Set of Interrogatories, Requests for Production of Documents and Requests for Admissions	March 17, 2014
Plaintiff's Pretrial Disclosures	March 27, 2014
30-day testimony period for plaintiff's testimony to close	May 11, 2014
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	May 26, 2014
30-day testimony period for defendant and plaintiff in the counterclaim to close	July 10, 2014
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due	July 25, 2014
30-day testimony period for defendant in the counterclaim and rebuttal testimony for plaintiff to close	September 8, 2014
Counterclaim Plaintiff's Rebuttal Disclosures Due	September 23, 2014
15-day rebuttal period for plaintiff in the counterclaim to close	October 23, 2014
Brief for plaintiff due	December 22, 2014
Brief for defendant and plaintiff in the counterclaim due	January 21, 2015
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff due	February 20, 2015
Reply brief, if any, for plaintiff in the counterclaim due	March 7, 2015

Respectfully submitted,

/Ginnie C. Derusseau/

Ginnie C. Derusseau, P.O. Reg. No. 35,855

ERICKSON, KERNELL, DERUSSEAU

& KLEYPAS, LLC

8900 State Line Road, Suite 500

Leawood, Kansas 66206

Telephone: (913) 549-4700

Attorneys for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion for Extension of Time has been served upon Debra Wiseberg d/b/a Bram Warren Company, 18100 S.W. 50 Street, Southwest Ranches, FL 33331 and via e-mail at bramwarren@bramwarren.com, this 10th day of February 2014.

/Ginnie C. Derusseau/