

ESTTA Tracking number: **ESTTA551043**

Filing date: **07/29/2013**

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

Proceeding	91211197
Party	Defendant 4 Pillar Dynasty LLC
Correspondence Address	MAX MOSKOWITZ OSTROLENK FABER LLP 1180 AVENUE OF THE AMERICAS FL 7 NEW YORK, NY 10036-8443 tm@ostrolenk.com
Submission	Motion to Extend
Filer's Name	Stephen J. Quigley
Filer's e-mail	tm@ostrolenk.com, squigley@ostrolenk.com
Signature	/stephen j quigley/
Date	07/29/2013
Attachments	01484283.PDF(151473 bytes)

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

In the Matter of Application Nos. 85/729,154 and 85/729,165

-----X	:	
MAD DOGG ATHLETICS, INC.,	:	
	:	
Opposer,	:	Opposition No. 91211197
	:	
v.	:	
	:	
4 PILLAR DYNASTY LLC,	:	
	:	
Applicant.	:	
-----X		

REQUEST TO EXTEND THE ANSWER DEADLINE

Applicant, 4 Pillar Dynasty LLC, by and through its attorneys, Ostrolenk Faber LLP, hereby requests a 30 day extension of the July 29, 2013 deadline for submitting its Answer or otherwise pleading in response to the Notice of Opposition in the captioned proceeding. The new deadline requested is **August 28, 2013**.

Ostrolenk Faber LLP has not received instructions from the Applicant regarding the response to the Notice of Opposition. I attempted to contact Opposer’s attorney, Konrad Gatien of Stubbs Alderton & Markiles, LLP, on July 29, 2013 to request Opposer’s consent to a 30 day extension. Mr. Gatien’s secretary, Darrell Orme, informed me that Mr. Gatien was on vacation and that no one else in Mr. Gatien’s firm could discuss this matter.

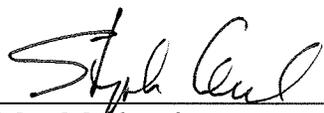
I then sent an e-mail to Mr. Gatien requesting Opposer’s consent to a 30 day extension. A copy of that e-mail is attached as Exhibit 1 to this Request. In response, I received an automatic reply advising that Mr. Gatien has very limited access to voice and email until August 2, 2013. A copy of this e-mail reply is attached as Exhibit 2 to this Request. Ms. Orme informed me that she

would attempt to reach Mr. Gatien as well. As of the filing of this Request, I have not heard from either Mr. Gatien or Ms. Orme.

This is Applicant's first request for an extension of the Answer deadline and Applicant does not believe that Opposer will be prejudiced by granting the extension.

Applicant submits that good cause has been shown for the 30 day extension and requests that it be granted.

Respectfully submitted,



Max Moskowitz
Stephen J. Quigley

Dated: July 29, 2013
New York, New York

OSTROLENK FABER LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone: (212) 382-0700
Email: squigley@ostrolenk.com,
tm@ostrolenk.com

Attorneys for Applicant

CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing REQUEST TO EXTEND THE ANSWER DEADLINE was served on Opposer by first class mail, postage prepaid, this 29th day of July, 2013, to Opposer's attorney:

Konrad Gatién, Esq.
Stubbs Alderton & Markiles, LLP
1453 3rd Street Promenade, Suite 310
Santa Monica, CA 90401



Stephen J. Quigley

EXHIBIT 1

Stephen J. Quigley

From: Stephen J. Quigley
Sent: Monday, July 29, 2013 1:55 PM
To: 'kgatien@stubbsalderton.com'
Subject: URGENT!! Trademark Opposition No. 91211197 to SPINWEAR
Importance: High

Dear Mr. Gatien,

Our firm represents 4 Pillar Dynasty LLC with respect to the U.S. Trademark Applications for SPINWEAR (Nos. 85/729,154 and 85/729,165).

The deadline for filing an Answer or otherwise responding to the Notice of Opposition is today -- **July 29, 2013**. We have not received instructions from our client and request your consent to a 30 day extension of this deadline.

Regards,

Stephen J. Quigley

Stephen J. Quigley
Ostrolenk Faber LLP
1180 Avenue of the Americas
New York, NY 10036-8403
squigley@ostrolenk.com
direct: 212-596-0590
firm: 212-382-0700
fax: 212-382-0888

This message contains information which may be confidential or privileged and is intended only for the individual or entity named above. Everyone else is prohibited from disclosing, copying, distributing, or using the contents of this message. If you received this message in error, please notify us immediately.

EXHIBIT 2

Stephen J. Quigley

From: Konrad Gatien [kgatien@stubbsalderton.com]

Sent: Monday, July 29, 2013 1:56 PM

To: Stephen J. Quigley

Subject: Automatic reply: URGENT!! Trademark Opposition No. 91211197 to SPINWEAR

I am out of the office and returning on August 2. I will have only very limited access to voice and email during that time. If you need immediate assistance, please contact Darrell Orme at (310) 746-9800 and she will assist you.

7/29/2013