

ESTTA Tracking number: **ESTTA766345**

Filing date: **08/24/2016**

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

Proceeding	91216605
Party	Plaintiff Derek A. Lopez
Correspondence Address	JON M GIBBS LOWNDES DROSDICK DOSTER KANTOR & REED PA 215 N EOLA DR ORLANDO, FL 32801 UNITED STATES trademarks@lowndes-law.com, jon.gibbs@lowndes-law.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Jon M. Gibbs, Reg. No. 47,594
Filer's e-mail	trademarks@lowndes-law.com, jon.gibbs@lowndes-law.com
Signature	/Jon M. Gibbs/
Date	08/24/2016
Attachments	8-24-2016 Joint Motion to Revise Case Plan.pdf(11783 bytes)

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

DEREK A. LOPEZ, an Individual,)	
)	
Opposer,)	Opposition Nos.: 91216672, 91216605,
)	91216538
vs.)	
)	Serial Nos.: 85/310,210, 85/310,234,
TED WONG JKD, LLC,)	85/310,186
)	
Applicant.)	

PARTIES' JOINT MOTION TO REVISE THE CASE MANAGEMENT PLAN

Comes now Applicant TED WONG JKD, LLC, by counsel, Theodore J. Minch, and Opposer DEREK A. LOPEZ, by counsel Jon M. Gibbs (Applicant and Opposer are hereinafter referred to as the "Parties"), together, and hereby jointly move the Board to adopt the proposed revised case management deadlines. In support of the motion, the Parties do hereby state and aver as follows:

1. The Parties are simultaneously engaged in three (3) oppositions, namely, Opposition Proceeding Numbers: 91216538; 91216605; and 91216672 (collectively the "Proceedings").
2. By way of pre-trial orders dated March 11, 2015, the deadlines for all three (3) oppositions were made uniform.

3. Upon joint motion by the Parties, on October 26, 2015, the Board agreed to extend the following case management deadlines.

Discovery Closes 11/26/2015
Plaintiff's Pretrial Disclosures 1/10/2016
Plaintiff's 30-day Trial Period Ends 2/24/2016
Defendant's Pretrial Disclosures 3/10/2016
Defendant's 30-day Trial Period Ends 4/24/2016
Plaintiff's Rebuttal Disclosures 5/09/2016
Plaintiff's 15-day Rebuttal Period Ends 6/08/2016

4. As a result the ongoing exchange of discovery and the open communications between the Parties with regard to these matters and, even, the potential resolution of the same, and, additionally, in light of counsel for the Parties' respective litigation calendars, the Parties have agreed to extend all pending / open deadlines in these matters as follows:

Discovery Closes 9/30/2016;
Plaintiff's Pretrial Disclosures 10/31/2016;
Plaintiff's 30-day Trial Period Ends 12/14/2016;
Defendant's Pretrial Disclosures 1/06/2017;
Defendant's 30-day Trial Period Ends 2/13/2017;
Plaintiff's Rebuttal Disclosures 2/27/2017; and
Defendant's 15-day Rebuttal Period Ends 3/27/2017.
Briefs to be filed in accordance with Trademark Rules 2.128(a) and (b).

5. Based upon the foregoing, the Parties desire the case management plan be amended in accordance with the foregoing schedule.

6. The Parties have exchanged disclosures and neither party anticipates the retention of experts in these matters.

7. The Parties join in this Stipulation in good faith and not in an effort to unnecessarily prolong the proceedings.

WHEREFORE the Parties jointly request the Board adopt the foregoing revised case management schedule and for all other relief, just and appropriate in the premises.

Date: August 24, 2016

Respectfully submitted,

By: /s/ Jon M. Gibbs
Jon M. Gibbs (FL 494534)
Lowndes, Drosdick, Doster,
Kantor & Reed, P.A.
215 North Eola Drive
Orlando, Florida 32801
Tel.: 407-843-4600
E-mail: jon.gibbs@lowndes-law.com

Attorney for Opposer Derek A. Lopez

By: /s/ Theodore J. Minch
Theodore J. Minch (IN18798-49)
Sovich Minch, LLP
10500 Crosspoint Boulevard
Indianapolis, Indiana 46256
Tel.: (317) 335-3601
Email: tjminch@sovichminch.com

Attorneys for Applicant Ted Wong JKD, LLC