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

Proceeding	91217181
Party	Defendant Bret Aiken
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Submission	Stipulated/Consent Motion to Reopen
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Date	09/15/2015
Attachments	91217181 Motion to Extend-Reopen.pdf(43921 bytes)

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

Matthew Resources, Inc., a Delaware corporation Plaintiff, v. Bret Aiken an individual residing in California Defendant.	OPPOSITION NO. 91217181
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**MOTION TO REOPEN AND EXTEND THE TIME TO ANSWER WITH CONSENT
DUE TO EXCUSABLE NEGLIGENCE**

Pursuant to Fed. R. Civ. Proc. 6(b), and C.F.R. 2.116(a) Defendant Bret Aiken (“Defendant”) requests that the Trademark Trial and Appeal Board reopen and extend the period of time to file an Answer for sixty (60) days. Good cause exists to grant the requested relief in that the delay in filing an answer was not the result of willful conduct or gross neglect on the part of the Defendant. Defendant inadvertently calendared the time to answer for 90 days rather than the 60 days requested pursuant to the Motion to Extend granted on July 15, 2015, extending the time to answer to July 10, 2015 and was informed by counsel for Plaintiff, Matthew Resources, Inc. (“Plaintiff”) on Friday, September 11, 2015 to file a request as soon as possible. Plaintiff has consented to this Motion and will not be substantially prejudiced by the delay. Moreover, the reason for the extension is that the parties are actively engaged in settlement negotiations on a weekly basis and are awaiting approval of the settlement terms in the proposed settlement agreement that has been drawn up by Plaintiff. For the reasons herein stated, Defendant respectfully requests that this Motion to Extend be granted.

Dated: September 15, 2015

Respectfully submitted,

KLEIN LAW CORPORATION

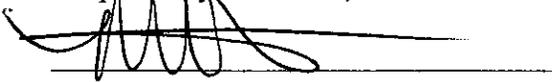
By: Mark D. Klein
Mark D. Klein, Esq.
Attorney for Defendant Bret Aiken

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the aforementioned **MOTION TO REOPEN AND EXTEND THE TIME TO ANSWER WITH CONSENT DUE TO EXCUSABLE NEGLIGENCE** was served upon counsel for Applicant by depositing one copy thereof in the United States mail, first-class postage prepaid on September 15, 2015 and addressed as follows:

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Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mary Flores', is written over a horizontal line.

Mary Flores