

ESTTA Tracking number: **ESTTA654082**

Filing date: **02/04/2015**

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

Proceeding	91219109
Party	Defendant Cuttwood, LLC
Correspondence Address	NICHOLAS D. MYERS MYERS BERSTEIN LLP 2 Executive Circle, Suite 205 Irvine, CA 92614 nicholas@mybelaw.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Nicholas D. Myers
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Signature	/Nicholas D. Myers/
Date	02/04/2015
Attachments	2015-02-04 Stipulation to Extend Time for Filing Answer.pdf(197918 bytes)

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

In the Matter of Application Serial No. 86/255,599
Mark: MONSTER MELONS
Date of Publication: July 1, 2014
Filed: April 17, 2014

Monster Energy Company,)	Opposition No. 91219109
)	
Opposer,)	
)	
v.)	
)	
Cuttwood, LLC,)	
)	
Applicant.)	

STIPULATION TO EXTEND TIME FOR APPLICANT’S ANSWER

Through counsel, the parties stipulate as follows:

1. Recitals. On October 29, 2014, Opposer Monster Energy Company filed an Opposition to Applicant’s application for MONSTER MELONS (Serial No. 86/255,599).
2. First Extension. The parties had been engaged in discussions regarding resolution of this matter and on December 8, 2014, the parties stipulated to extend the time for Applicant to file its answer to the opposition from December 8, 2014 to January 7, 2015.
3. Second Extension. The parties had been engaged in discussions regarding resolution of this matter and on January 7, 2015, the parties stipulated to extend the time for Applicant to file its answer to the opposition from January 7, 2015 to February 6, 2015.

4. New Extension. The parties continue to engage in discussions regarding resolution of this matter, believe that this matter will resolve, and are desirous of more time to consider and discuss same.

4. Extension of Time to File Answer. In light of the foregoing, the parties hereby stipulate and agree that Applicant's deadline to file an answer to the opposition, currently due February 6, 2015, is extended to April 7, 2015.

5. Continuance of Trial Schedule. In light of the foregoing, the parties further stipulate and agree that all deadlines in this matter be extended by sixty (60) days.

STIPULATED AND AGREED:

Dated February 4, 2015

MYERS BERSTEIN, LLP

/Nicholas D. Myers/

Nicholas D. Myers

Attorneys for Applicant Cuttwood, LLC

Dated February 4, 2015

Knobbe, Martens, Olson & Bear, LLP

/Jonathan Menkes/

Jonathan Menkes

Attorneys for Opposer Monster Energy Company

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that the attached STIPULATION TO EXTEND TIME FOR APPLICANT’S ANSWER was filed electronically with the Trademark Trial and Appeal Board on February 4, 2015.

By: /Nicholas D. Myers/
Nicholas D. Myers
Attorney for Applicant

CERTIFICATE OF SERVICE

I certify that a true and complete copy of the attached STIPULATION TO EXTEND TIME FOR APPLICANT’S ANSWER has been served on Opposer Monster Energy Company by mailing said copy on February 4, 2015, via First Class Mail, postage prepaid to: Knobbe, Martens, Olson & Bear, LLP 2040 Main Street, 14th Floor, Irvine, CA 92614, such being the Opposer’s attorney in this proceeding on this date.

By: /Nicholas D. Myers/
Nicholas D. Myers
Attorney for Applicant