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Filing date: **03/31/2015**

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

Proceeding	91219109
Party	Plaintiff Monster Energy Company
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Submission	Motion to Extend
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Signature	/Jonathan Menkes/
Date	03/31/2015
Attachments	2015-03-31 MTN TO EXT ANSWER WITH CONSENT-HAN-BEV.2756M.pdf(50833 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

MONSTER ENERGY COMPANY,

Opposer,

v.

CUTTWOOD, LLC,

Applicant.

)
) Opposition No.: 91219109
)
) Serial No.: 86/255599
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) Mark: MONSTER MELONS
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**MOTION FOR EXTENSION OF ANSWER DISCOVERY
OR TRIAL PERIODS WITH CONSENT**

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Dear Sir or Madam:

Pursuant to C.F.R. § 2.120(a)(2), Opposer, Monster Energy Company, hereby moves that the deadline for Applicant, Cuttwood, LLC, to file its Answer and be extended 60 days until June 6, 2015 in the above-referenced opposition proceeding, and all subsequent dates set in this case be extended accordingly.

The proposed dates are as follows:

Time to Answer	June 6, 2015
Deadline for Discovery Conference	July 6, 2015
Discovery Opens	July 6, 2015
Initial Disclosures Due	August 5, 2015
Expert Disclosures Due	December 3, 2015

Discovery Period to Close	January 2, 2016
Plaintiff's Pretrial Disclosures due	February 16, 2016
Plaintiff's 30-day Trial Period Ends	April 1, 2016
Defendant's Pretrial Disclosures	April 16, 2016
Defendant's 30-day Trial Period Ends	May 31, 2016
Plaintiff's Rebuttal Disclosures	June 15, 2016
Plaintiff's 15-day Rebuttal Period Ends	July 15, 2016

This motion is not for purposes of delay but to allow the parties to continue settlement negotiations. Applicant's counsel, Justin H. Aida, consented to this extension via email on March 31, 2015.

The parties are confident the short extension will help avoid unnecessary costs associated with discovery, pre-trial motion practice, and testimony, and could avert costs to the Board as well. Moreover, the Motion is stipulated between all parties, which indicates neither party will be prejudiced by any delay associated with the suspension. In light of the foregoing, Opposer respectfully moves that the Board extend all deadlines for a period of 60 days.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 3/31/15

By: /Jonathan A. Menkes/
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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **MOTION FOR EXTENSION OF ANSWER DISCOVERY OR TRIAL PERIODS WITH CONSENT** has been served on Applicant's attorney of record on March 31, 2015 via electronic mail:

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Signature: 

Name: Doreen P. Buluran

Date: March 31, 2015

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