

ESTTA Tracking number: **ESTTA758522**

Filing date: **07/15/2016**

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

Proceeding.	91220611
Applicant	Defendant Societa' Agricola LA RAIA S.S.
Other Party	Plaintiff E. & J. Gallo Winery
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	No

Motion for an Extension of Answer or Discovery or Trial Periods With Consent

The Defendant's Time to Answer is currently set to close on 07/17/2016. Societa' Agricola LA RAIA S.S. requests that such date be extended for 60 days, or until 09/15/2016, and that all subsequent dates be reset accordingly.

Time to Answer :	09/15/2016
Deadline for Discovery Conference :	10/15/2016
Discovery Opens :	10/15/2016
Initial Disclosures Due :	11/14/2016
Expert Disclosure Due :	03/14/2017
Discovery Closes :	04/13/2017
Plaintiff's Pretrial Disclosures :	05/28/2017
Plaintiff's 30-day Trial Period Ends :	07/12/2017
Defendant's Pretrial Disclosures :	07/27/2017
Defendant's 30-day Trial Period Ends :	09/10/2017
Plaintiff's Rebuttal Disclosures :	09/25/2017
Plaintiff's 15-day Rebuttal Period Ends :	10/25/2017

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*
- *As stated on May 24, 2016, the parties are negotiating a co-existence agreement that would simultaneously resolve this proceeding and a proceeding currently pending before the European Union Intellectual Property Office. The parties# have had fruitful negotiations since May 24. Indeed, only a few terms of the co-existence agreement need to be resolved before the parties execute it, which they reasonably anticipate occurring within the next 60 days. Accordingly, Applicant, with Opposer#s consent, respectfully requests a 60-day extension of all deadlines in this proceeding.*

Societa' Agricola LA RAIA S.S. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Societa' Agricola LA RAIA S.S. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,

/Jonathan W. Thomas/

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