

ESTTA Tracking number: **ESTTA778056**

Filing date: **10/20/2016**

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

Proceeding.	91224191
Applicant	Plaintiff Muwafak H. Kaki, Kaki Inc.
Other Party	Defendant Whole Foods Market IP, L.P.
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	Yes

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

The Close of Discovery is currently set to close on 11/08/2016. Muwafak H. Kaki, Kaki Inc. requests that such date be extended for 90 days, or until 02/06/2017, and that all subsequent dates be reset accordingly.

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	CLOSED
Expert Disclosure Due :	01/07/2017
Discovery Closes :	02/06/2017
Plaintiff's Pretrial Disclosures :	03/23/2017
Plaintiff's 30-day Trial Period Ends :	05/07/2017
Defendant's Pretrial Disclosures :	05/22/2017
Defendant's 30-day Trial Period Ends :	07/06/2017
Plaintiff's Rebuttal Disclosures :	07/21/2017
Plaintiff's 15-day Rebuttal Period Ends :	08/20/2017

The grounds for this request are as follows:

- *Counsel for Opposers is concurrently filing herewith a "MOTION TO WITHDRAW AS ATTORNEY OF RECORD" and the parties have consented to a 90 day suspension of all dates including discovery response deadlines and have agreed to cancel noticed depositions which will be re-noticed for a future date.*

Muwafak H. Kaki, Kaki Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Muwafak H. Kaki, Kaki Inc. 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 First Class Mail on this date.

Respectfully submitted,  
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