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

Fred Wisniewski, a/k/a Captain Rat,)	
)	
Petitioner,)	
)	
v.)	Cancellation No. 20,442
)	
Captain Rat and the Blind Rivets,)	
)	
Respondent.)	

MOTION TO EXTEND TESTIMONY PERIODS

Petitioner, Fred Wisniewski, a/k/a Captain Rat, hereby requests that the testimony periods be extended two weeks as follows:

Testimony period for party in position of plaintiff to close	November 12, 2004
Testimony period for party in position of defendant to close (opening thirty days prior thereto)	January 12, 2005
Rebuttal testimony period to close (opening fifteen days prior thereto)	February 25, 2005

The extension is requested to give the parties time to execute an agreement resolving this matter and file the necessary papers with the Board.



11-02-2004

Respectfully submitted,

SMART & BOSTJANCICH

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Attorneys For Petitioner

CERTIFICATE OF SERVICE

I, Patricia S. Smart, hereby certify that a copy of the foregoing Motion To Extend Testimony Periods was served upon Respondent, Captain Rat And The Blind Rivets, 220 W. Main Street, Urbana, Illinois 61801 and Roger L. Prillaman, Prillaman & Moore Ltd., 220 W. Main Street, Urbana, Illinois 61801, by first class mail, postage prepaid, this 28th day of October 2004.

Patricia Smart
Attorneys For Petitioner

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451, on October 28, 2004.

PATRICIA S. SMART

Date: October 28, 2004

Patricia S Smart