



TTAB

03-18-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #6:



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

Roller Derby Skate Corporation,)
)
Petitioner,)
)
v.)
)
Bauer Nike Hockey Incorporated,)
)
Registrant)

Cancellation No. 92040955

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REQUEST TO EXTEND THE
DISCOVERY AND TESTIMONY TIMES

Petitioner hereby requests a one month extension of all times. One of Petitioner's counsel has become ill and was hospitalized just prior to the close of discovery and while in the midst of preparing discovery requests on behalf of Petitioner. The additional time is required to either transfer workloads in order that another attorney can complete the discovery or await recovery of the ill attorney. If granted, this extension will have the effect of extending the closing dates for periods within which to take action, as follows:

- Discovery Period to Close: April 18, 2003
- 30-day testimony period for party in position of plaintiff to close: July 16, 2003
- 30 day testimony period for party in position of defendant to close: September 15, 2003
- 15-day rebuttal testimony period for plaintiff to close: October 29, 2003.

Counsel for Petitioner telephoned counsel for Registrant on March 17, 2003 regarding this request but counsel for Registrant deferred a response pending consultation with the Registrant.

Dated: March 18, 2003

NIXON PEABODY LLP
Attorney's for Petitioner
Roller Derby Skate Corporation

By: 
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CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing:

**REQUEST TO EXTEND THE
DISCOVERY AND TESTIMONY TIMES**

was mailed by first class mail, postage prepaid, on March 18, 2003 to:

Mark S. Sommers
Douglas A. Rettew
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.
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3/18/03
Date

