

TTAB



12-02-2003
U.S. Patent & TMO/TM Mail Rept Dt. #22

BOX TTAB
Atty. Ref. No. 42697.0041
Express Mail No EV259741878US

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

JOHN L. MINASIAN,)	
)	
Petitioner,)	
)	Cancellation No.: 92041607
v.)	
)	In the Matter of
SEARS, ROEBUCK AND CO.)	Registration Nos.: 534,259;
)	1,391,401; 1,927,755; 2,087,020
Respondent.)	

STIPULATED MOTION TO EXTEND DEADLINES

Box TTAB
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Respondent, Sears, Roebuck and Co. ("Respondent ") respectfully moves the Trademark Trial and Appeal Board ("Board") to extend the Discovery and Testimony deadlines as follows:

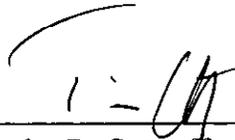
- Discovery period to close: January 30, 2004
- 30-day testimony period for party in position of plaintiff to close: April 30, 2004
- 30-day testimony period for party in position of defendant to close: June 28, 2004
- 15-day rebuttal testimony period for plaintiff to close: August 13, 2004

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The reason for the request is that Petitioner and Respondent have been actively discussing settlement, although those discussions have at this point fallen through, and thus need additional time to finish all necessary discovery.

The undersigned has discussed this request with counsel for Petitioner, John L. Minasian ("Petitioner"), who has agreed and stipulated thereto.

Respectfully submitted this 2nd day of December, 2003.



Timothy P. Getzoff
HOLLAND & HART LLP
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Denver, Colorado 80202
303-473-2726

ATTORNEY FOR RESPONDENT
SEARS, ROEBUCK AND CO.

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CERTIFICATE OF MAILING BY EXPRESS MAIL

Box TTAB
Commissioner of Trademarks
2900 Crystal Drive
Arlington, VA 22202

Sir:

The undersigned hereby certifies that the attached Stipulated Motion to Extend Deadlines, certificate of service to opposing counsel and return card, were deposited as "Express Mail", Mailing Label No EV259741878US with the United States Postal Service, addressed to Commissioner of Trademarks, 2900 Crystal Drive, Arlington, VA 22202 on December 2, 2003.

12-2-2003
Date

12/2/03
Date

David Guy
Mailer

Timothy P. Getzoff
Timothy P. Getzoff
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555 17th Street, Suite 3200
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Denver, Colorado 80202
303-473-2726
ATTORNEY FOR RESPONDENT

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Certificate of Service

I hereby certify that on the 2nd day of December, 2003, I mailed a true and correct copy of the foregoing Stipulated Motion to Extend Deadlines in the United States Mail, proper postage prepaid, addressed to:

ROBERT LOUIS FINKEL
5215-2 WHITE OAK AVENUE
PO BOX 19276
ENCINO, CALIFORNIA 91416-9276

