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

In re Registration No. 2,335,805
Registered March 28, 2000

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CUISINE COOKWARE, INC.,	:	
	:	
Petitioner,	:	Cancellation No. 92042276
	:	
v.	:	
	:	
GUTMANN CUTLERY, INC.,	:	02-17-2004
	:	<small>U.S. Patent & TMO/TM Mail Rpt Dt. #58</small>
Registrant.	:	
	:	
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**WITHDRAWAL OF PETITIONER'S MOTION TO COMPEL DISCOVERY AND
MOTION TO EXTEND DISCOVERY AND TRIAL PERIODS ON CONSENT**

On January 13, 2004, Petitioner, Cuisine Cookware Inc., moved this Honorable Board for an Order compelling Registrant, Gutmann Cutlery, Inc., to produce all documents and things responsive to Petitioner's first set of document requests and to verify Registrant's replies to Petitioner's first set of interrogatories. Petitioner further moved for an Order extending the discovery and trial periods for sixty days from the date the Board mails its decision on the motion to compel. Registrant has since produced documents in response to Petitioner's first set of discovery requests and served a signed verification to Registrant's replies to Petitioner's first set of interrogatories. Accordingly, pursuant to 37 CFR §2.120(e) and T.B.M.P. § 523.02, Petitioner hereby withdraws its motion to compel. Petitioner continues to reserve its right to object to the sufficiency of Registrant's document production and written discovery responses and replies.

Petitioner, by and through its attorneys, Ostrolenk, Faber, Gerb & Soffen, LLP, further moves that the Discovery and Trial Testimony Periods previously set in this proceeding be extended by two (2) months as follows:

Period for Discovery to Close:	April 16, 2004
Testimony period for party in position of plaintiff to close (opening 30 days prior thereto)	July 16, 2004
Testimony period for party in position of defendant to close (opening 30 days prior thereto)	September 15, 2004
Rebuttal testimony period to close (opening 15 days prior thereto)	October 29, 2004

This extension is requested because further time is needed for Petitioner to review the late document production of Registrant to determine whether follow-up discovery is necessary. Counsel for Registrant, Robert Rohde, consented to the requested extension in a telephone conversation with the undersigned attorney for Petitioner on February 13, 2004.

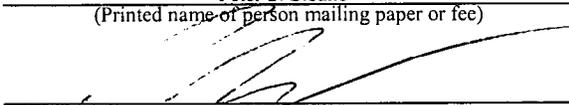
Dated: New York, New York
February 13, 2004

"Express Mail" mailing label No. EV325557226US

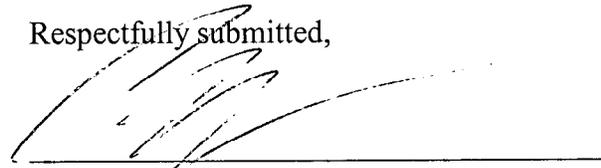
Date of Deposit: February 13, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514.

Peter S. Sloane
(Printed name of person mailing paper or fee)


(Signature)

Respectfully submitted,


Peter S. Sloane

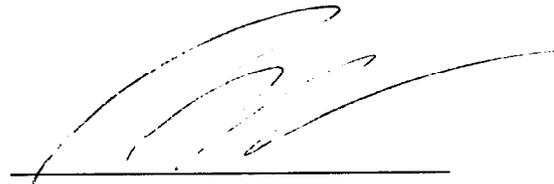
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Attorneys for Petitioner

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing **WITHDRAWAL OF PETITIONER'S MOTION TO COMPEL AND MOTION TO EXTEND DISCOVERY AND TRIAL PERIODS ON CONSENT** was served upon counsel for Registrant this 13th day of February, 2004, by first-class mail, postage prepaid, as follows:

Robert E. Rohde, Esq.
Rohde & Van Kampen PLLC
1000 Second Avenue, Suite 3110
Seattle, Washington 98104-1046

A handwritten signature in black ink, appearing to read 'Peter S. Sloane', written over a horizontal line.

Peter S. Sloane