

ESTTA Tracking number: **ESTTA20074**

Filing date: **11/24/2004**

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

Proceeding	92043783
Party	Defendant Monde Denmark Nissin Biscuit Corporation Monde Denmark Nissin Biscuit Corporation 23/F, 6750 Office Tower Ayala Avenue PHX Makati City,
Correspondence Address	Monde Denmark Nissin Biscuit Corporation 23/F, 6750 Office Tower Ayala Avenue PHX Makati City,
Submission	STIPULATION FOR EXTENSION OF TIME TO ANSWER, OBJECT OR OTHERWISE PLEAD
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Date	11/24/2004
Attachments	Scan001.pdf (3 pages)

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

THE KROGER CO. OF MICHIGAN,)	Cancellation No. 92043783
Opposer)	
)	Reg. No. 2,724,576
v.)	
)	
MONDE DENMARK NISSIN BISCUIT))	
CORPORATION)	
Applicant.)	

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

**STIPULATION FOR EXTENSION OF TIME TO ANSWER, OBJECT OR
OTHERWISE PLEAD**

Sir:

Applicant and Opposer, through their attorneys, jointly stipulate, subject to the TTAB's approval, and move that Applicant's time to answer, object or otherwise plead to the Notice of Opposition be extended for an additional period of 30 days from and including November 25, 2004 to including December 25, 2004 and that discovery and testimony periods be reset 30 days after the dates presently set as attached herein to allow Applicant and Opposer to continue to try to amicably resolve the opposition. Counsel for Applicant state that on November 24, 2004, Counsel for Opposer Laura C. Gustafson agreed to this stipulated motion by phone communication with Applicant's counsel.

This stipulation is thus made for purpose of trying to amicably resolve this matter, and not for purposes of delay. A copy is being served by Opposer's Counsel by mail and email, and this document is being forwarded in triplicate.

Respectfully Submitted

November 24, 2004



Gerald T. Shekleton, Esq.
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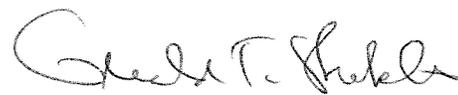
CERTIFICATE OF SERVICE

I hereby certify that a copy of this STIPULATION FOR EXTENSION OF TIME TO ANSWER, OBJECT OR OTHERWISE PLEAD was served by first class mail, postage prepaid, upon Applicant's Attorney:

Laura C. Gustafson
Pillsbury Winthrop LLP
50 Fremont Street
San Francisco, CA 94105

on this 24th day of November, 2004.

November 24, 2004



Gerald T. Shekleton
Attorney for Applicant

Discovery and testimony periods are reset as follows:

Discovery period to open: November 5, 2004

Discovery period to close: June 4, 2005

30-day testimony period for party in
position of Plaintiff to close: September 2, 2005

30-day testimony period for party in
position of defendant to close: November 1, 2005

15-day rebuttal testimony period
for plaintiff to close: December 15, 2005