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

Proceeding	92044104
Party	Plaintiff Lee's Tackle, Inc.
Correspondence Address	ANDREW W. RANSOM MALLOY & MALLOY, P.A. 2800 S.W. THIRD AVENUE MIAMI, FL 33129 UNITED STATES oruiz@malloylaw.com, litigation@malloylaw.com
Submission	Stipulated/Consent Motion to Extend
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Date	07/28/2008
Attachments	Motion to Extend Discovery Period.pdf (3 pages)(21838 bytes)

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_____)	
Lee's Tackle, Inc.)	
)	
a Florida corporation)	
)	
Petitioner,)	
)	
vs.)	Cancellation No.92044104
)	Reg. No. 1671682
Taitex Enterprises)	
)	
a Texas Corporation)	
)	
Registrant.)	
_____)	

PETITIONER'S AGREED MOTION TO EXTEND DISCOVERY PERIOD AND
TRIAL PERIOD

COMES NOW Petitioner, Lee's Tackle, Inc. ("Petitioner") and, with the consent and agreement of counsel for Registrant, Taitex Enterprises Co. ("Registrant"), requests that the discovery and trial deadlines be extended for sixty (60) days to permit the parties to finalize the settlement of this matter.

Pursuant to the Board's Order of April 11, 2008, the following is a report on the progress of their settlement discussions.

The parties have exchanged several drafts of proposed consent agreements and have resolved the following issues:

1. The goods for which Petitioner may use and register the "LEE'S and Design" mark, without opposition from Registrant.
2. The goods for which Registrant may use and register the

"LEE and Design" mark, without opposition from
Petitioner.

3. Agreements by each party to refrain from using their
respective marks on certain types of goods, namely the
goods that will be the subject of 1 and 2 above.

4. Use of the parties' design of their respective logos.

The following issues remain to be resolved:

1. The nature and presentation of the parties' respective
marks.

The parties anticipate bringing this matter to a full
resolution within one or two months.

The requested extension is not for purposes of mere delay, but
rather due to the fact that additional time is needed to bring this
matter to a conclusion.

Respectfully submitted,

Dated: July 28, 2008

By: Meredith A. Frank/
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CERTIFICATE OF FILING

I HEREBY CERTIFY that the foregoing document was filed electronically via the ESTTA, at the United States Patent and Trademark Office, Trademark Trial and Appeal Board's ESTTA electronic filing system, this 28th day of July, 2008.

By: Meredith A. Frank
Meredith A. Frank

CERTIFICATE OF SERVICE

I CERTIFY that a true and correct copy of the foregoing was served by U.S. mail, postage prepaid, to the following, this 28th day of July, 2008:

Peter E. Mims, Esq.
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By: Meredith A. Frank
Meredith A. Frank