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

Proceeding	92047056
Party	Plaintiff TERRA SUL CORPORATION A/K/A CHURRASCARIA BOI NA BRASA TERRA SUL CORPORATION A/K/A CHURRASCARIA BOI NA BRASA ,
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Submission	Stipulated/Consent Motion to Extend
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Date	07/09/2007
Attachments	Agreed Motion.pdf (5 pages)(94769 bytes) Proposed Order.pdf (1 page)(22009 bytes)

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

Terra Sul Corporation a/k/a	§	
Churrascaria Boi Na Brasa	§	
	§	
Petitioner	§	
	§	
v.	§	Cancellation No. 92047056
	§	
Boi Na Braza, Inc.,	§	
	§	
Registrant.	§	

**AGREED MOTION TO AMEND
SCHEDULING ORDER**

COME NOW Petitioner Terra Sul Corporation, a/k/a Churrascaria Boi Na Brasa (“Terra Sul”) and Registrant Boi Na Braza, Inc. (“Boi Na Braza”) and file this Agreed Motion to Amend the Scheduling Order with Respect to the Discovery Period.

Based on the Board’s February 12, 2007 scheduling order, the current close of discovery in this cancellation proceeding is August 31, 2007. The parties have been engaged in discussions relating to discovery and scheduling, and have conferred and agreed to seek amendment to the Board’s Scheduling Order. The parties have been actively conducting discovery in this case and have determined that further fact discovery may be required, and therefore propose an extension of the discovery period to **December 14, 2007**.

Accordingly, the parties propose the following amendments to the Scheduling Order: (a) 30-day testimony period for party in position of plaintiff to close on **March 14, 2008**; (b) 30-day testimony period for party in position of defendant to close on **May 16, 2008**; and (c) 15-day rebuttal testimony period for plaintiff to close on **June 27, 2008**.

All counsel have conferred on this matter and respectfully request the aforementioned modifications to the Board's current scheduling order. The Parties believe that the above modifications to the scheduling order advance the purpose of a more efficient discovery process. Accordingly, the Parties submit the attached Proposed Order.

Date: July 9, 2007

Respectfully submitted,

/s/ Eamon J. Wall
Eamon J. Wall
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AGREED:

/s/ Herbert J. Hammond (by permission)

Herbert J. Hammond

Deborah L. Lively

Remy McElroy Davis

THOMPSON & KNIGHT L.L.P.

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Dallas, Texas 75201

COUNSEL FOR REGISTRANT,
BOI NA BRAZA, INC.

CERTIFICATE OF CONFERENCE

The undersigned certifies the following conferences:

On the afternoon of June 28, 2007, Eamon J. Wall, counsel for Petitioner Terra Sul Corporation a/k/a Churrascaria Boi Na Brasa discussed via electronic mail the foregoing Agreed Motion with Remy M. Davis, counsel for Registrant Boi Na Braza, Inc. Both parties were in agreement as to the relief requested in the Motion. A copy of the proposed motion was forwarded to Registrant's counsel. On July 3, 2007, counsel for Registrant contacted counsel for Petitioner via electronic mail and formally indicated to Petitioner that it was not opposed to the relief sought in this Motion.

/s/ Eamon J. Wall

Eamon J. Wall

*Counsel for Petitioner Terra Sul Corp.,
a/k/a Churrascaria Boi Na Brasa*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of “AGREED MOTION TO AMEND SCHEDULING ORDER” was served on the parties listed below, via facsimile and/or electronic mail on this 9th day of July, 2007.

Herbert J. Hammond
Deborah L. Lively
Remy McElroy Davis
THOMPSON & KNIGHT L.L.P.
1700 Pacific Avenue
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/s/ Eamon J. Wall
Eamon J. Wall

*Counsel for Petitioner Terra Sul Corp.,
a/k/a Churrascaria Boi Na Brasa*

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	§	
Boi Na Braza, Inc.,	§	
	§	
Registrant.	§	

ORDER AMENDING DISCOVERY PERIOD

On this day, came on to be heard the Parties' Agreed Motion to Amend the Scheduling Order. After considering the motion, this Board is of the opinion that the motion has merit and the motion is GRANTED. It is therefore ORDERED that:

The Discovery Period will close on **December 14, 2007**;

The 30-day testimony period for party in position of plaintiff will close **March 14, 2008**;

The 30-day testimony period for party in position of defendant will close **May 16, 2008**;

The 15-day rebuttal testimony period for plaintiff to close **June 27, 2008**.

PRESIDING BOARD MEMBER