

ESTTA Tracking number: **ESTTA622918**

Filing date: **08/21/2014**

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

Proceeding.	92048732
Applicant	Plaintiff Altvater Gessler - J.A. Baczewski International (USA) Inc. and Altvater Gessler - J.A. Baczewski GmbH
Other Party	Defendant Ronald Beckenfeld
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	Yes

## Motion for an Extension of Answer or Discovery or Trial Periods With Consent

The Close of Plaintiff's Trial Period is currently set to close on 09/05/2014. Altvater Gessler - J.A. Baczewski International (USA) Inc. and Altvater Gessler - J.A. Baczewski GmbH requests that such date be extended for 30 days, or until 10/05/2014, and that all subsequent dates be reset accordingly.

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	CLOSED
Expert Disclosure Due :	CLOSED
Discovery Closes :	CLOSED
Plaintiff's Pretrial Disclosures :	08/21/2014
Plaintiff's 30-day Trial Period Ends :	10/05/2014
Defendant's Pretrial Disclosures :	10/20/2014
Defendant's 30-day Trial Period Ends :	12/04/2014
Plaintiff's Rebuttal Disclosures :	12/19/2014
Plaintiff's 15-day Rebuttal Period Ends :	01/18/2015

The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*
- *The current September 5th deadline is less than 30 days from the date of the Board's August 13th decision resuming proceedings. Furthermore, additional time is needed to take trial testimony from the five witnesses identified in petitioners' pretrial disclosures including witnesses located outside the U.S. and across the country, especially during the current summer holidays and in view of the upcoming Jewish holidays.*

Altvater Gessler - J.A. Baczewski International (USA) Inc. and Altvater Gessler - J.A. Baczewski GmbH has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Altvater Gessler - J.A. Baczewski International (USA) Inc. and Altvater Gessler - J.A. Baczewski GmbH has

provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,

/peter sloane/

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08/21/2014