

ESTTA Tracking number: **ESTTA244161**

Filing date: **10/22/2008**

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

Proceeding.	92048879
Applicant	Plaintiff NOR-CAL BEVERAGE CO., INC.
Other Party	Defendant IRENE J. ORTEGA DBA GOGIRL ACTIVEWEAR

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

The Close of Discovery is currently set to close on 11/24/2008. NOR-CAL BEVERAGE CO., INC. requests that such date be extended for 90 days, or until 02/22/2009, 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 :	01/23/2009
Discovery Closes :	02/22/2009
Plaintiff's Pretrial Disclosures :	04/08/2009
Plaintiff's 30-day Trial Period Ends :	05/23/2009
Defendant/Counterclaim Plaintiff's Pretrial Disclosures :	06/07/2009
30-day Trial Period for Defendant and Plaintiff in the Counterclaim :	07/22/2009
Counterclaim Defendant's and Plaintiff Rebuttal Disclosures Due :	08/06/2009
30-day Trial Period for Counterclaim Defendant and Rebuttal Testimony as Plaintiff ends :	09/20/2009
Counterclaim Plaintiff's Rebuttal Disclosures Due :	10/05/2009
15-day Rebuttal Period for Counterclaim Plaintiff Ends :	11/04/2009
Plaintiff's Trial Brief Due :	01/03/2010
Defendant 's Trial Brief and Plaintiff in the Counterclaim Due :	02/02/2010
Brief for Defendant in the Counterclaim and Reply Brief, if any, for Plaintiff Due :	03/04/2010
Reply Brief, if any, for Plaintiff in the Counterclaim Due :	03/19/2010

The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*

NOR-CAL BEVERAGE CO., INC. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

NOR-CAL BEVERAGE CO., INC. 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 First Class Mail on this date.

Respectfully submitted,  
/R. Michael West/  
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10/22/2008