

ESTTA Tracking number: **ESTTA295911**

Filing date: **07/17/2009**

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

Proceeding	92050401
Party	Defendant John Moriarty
Correspondence Address	John Moriarty 2777 Northtowne Lane, #2105 Reno, NV 89512 UNITED STATES april.m.wurster@bakernet.com, james.p.conley@bakernet.com, Kalina.K.Hulshouser@bakernet.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	April Wurster
Filer's e-mail	april.m.wurster@bakernet.com
Signature	/April Wurster/
Date	07/17/2009
Attachments	14 day extension request filed 07.17.09.pdf ( 2 pages )(66279 bytes )

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

<b>Proceeding.</b>	92050401
<b>Applicant</b>	Defendant Moriarty, John
<b>Other Party</b>	Plaintiff Simply Sushi, LLC

**I. Motion for an Extension of Answer or Discovery or Trial Periods With Consent**

The Defendant's Time to Answer is currently set to close on 07/20/2009. Moriarty, John requests that such date be extended for 14 days, or until 08/03/2009, and that all subsequent dates remain the same:

<b>Time to Answer :</b>	08/03/2009
<b>Deadline for Discovery Conference :</b>	04/29/2009
<b>Discovery Opens :</b>	04/29/2009
<b>Initial Disclosures Due :</b>	05/16/2009
<b>Expert Disclosure Due :</b>	9/14/2009
<b>Discovery Closes :</b>	10/14/2009
<b>Plaintiff's Pretrial Disclosures :</b>	11/28/2009
<b>Plaintiff's 30-day Trial Period Ends :</b>	01/12/2010
<b>Defendant's Pretrial Disclosures :</b>	01/27/2010
<b>Defendant's 30-day Trial Period Ends :</b>	03/13/2010
<b>Plaintiff's Rebuttal Disclosures :</b>	03/28/2010
<b>Plaintiff's 15-day Rebuttal Period Ends :</b>	04/27/2010

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions.* The parties are in the middle of settlement negotiations and believe the matter can be resolved shortly.

Moriarty, John has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Moriarty, John 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.

**II. 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,



April Wurster

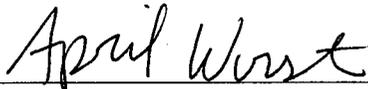
april.m.wurster@bakernet.com

07/17/2009

**III. Certificate Of Transmission**

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals on 07/17/09

Date Signature: 07/17/09



April Wurster

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07/17/2009