

ESTTA Tracking number: **ESTTA310360**

Filing date: **10/08/2009**

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

Proceeding.	92051454
Applicant	Defendant Success Apparel LLC
Other Party	Plaintiff Army and Air Force Exchange Service

## 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 10/26/2009. Success Apparel LLC requests that such date be extended for 60 days, or until 12/25/2009, and that all subsequent dates be reset accordingly.

Time to Answer :	12/25/2009
Deadline for Discovery Conference :	01/24/2010
Discovery Opens :	01/24/2010
Initial Disclosures Due :	02/23/2010
Expert Disclosure Due :	06/23/2010
Discovery Closes :	07/23/2010
Plaintiff's Pretrial Disclosures :	09/06/2010
Plaintiff's 30-day Trial Period Ends :	10/21/2010
Defendant's Pretrial Disclosures :	11/05/2010
Defendant's 30-day Trial Period Ends :	12/20/2010
Plaintiff's Rebuttal Disclosures :	01/04/2011
Plaintiff's 15-day Rebuttal Period Ends :	02/03/2011

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Success Apparel LLC has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Success Apparel LLC 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,  
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10/08/2009