ESTTA Tracking number:

ESTTA378683

Filing date:

11/15/2010

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

| Proceeding                | 92051888  |
|---------------------------|---|
| Party                     | Plaintiff Toastmasters International, Inc.  |
| Correspondence<br>Address | TSAN ABRAHAMSON COBALT LLP 819 BANCROFT WAY BERKELEY, CA 94710 UNITED STATES tsan@cobaltlaw.com |
| Submission                | Stipulated/Consent Motion to Extend   |
| Filer's Name              | Gregory Soltys  |
| Filer's e-mail            | trademarks@cobaltlaw.com  |
| Signature                 | /Gregory Soltys/  |
| Date                      | 11/15/2010  |
| Attachments               | Toastmasters Stip to Extend Discovery.pdf ( 4 pages )(113966 bytes )                            |

I hereby certify that this correspondence is being deposited electronically with the Trademark Trial and Appeal Board on the date shown below.

I ezlie Tensen Histor

Dated: November <u>15</u>, 2010

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE U.S. TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Trademark Registration

Registration No.:

2,913,122

Registered:

December 21, 2004

Owner: Trademark: Cristy Clarke TABLETOPICS

Cancellation No.:

92051888

Toastmasters International, Inc.,

Petitioner,

Cancellation No. 92051888

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Cristy Clarke,

Registrant,

### STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY DEADLINES

#### RECITALS

WHEREAS, Petitioner and Registrant (the "Parties") are currently involved in settlement negotiations regarding the above captioned action;

WHEREAS, the Parties want to preserve their right to discovery in the event the settlement efforts are unsuccessful;

The Parties do hereby stipulate as follows:

#### STIPULATION

IT IS HEREBY STIPULATED, by and between the Plaintiff, Toastmasters International, Inc., ("Plaintiff"), and Defendant, Cristy Clarke ("Defendant"), by and through their espective attorneys of record, that the deadlines in the above captioned action be modified accordingly:

| Expert Disclosures Due                   | March 9, 2011  |
|--|----------------|
| Discovery Closes:                        | April 8, 2011  |
| Plaintiff's Pretrial Disclosures:        | May 23, 2011   |
| Plaintiff's 30-Day Trial Period Ends:    | July 7, 2011   |
| Defendant's Pretrial Disclosures:        | July 22, 2011  |
| Defendant's 30-Day Trial Period Ends:    | Sept. 5, 2011  |
| Plaintiff's Rebuttal Disclosures:        | Sept. 20, 2011 |
| Plaintiff's 15-Day Rebuttal Period Ends: | Oct. 20, 2011  |

DATED: November 10, 2010

LEZLIE JENSEN HUSTON COBALT LLP

By: /Lezlie Jensen Huston/

LEZLIE JENSEN HUSTON
Attorneys for Petitioner Toastmasters International,
Inc.

DATED: November 1, 2010

SARAH J. GIVAN HOWARD RICE NEMEROVSKI CANADY FALK & RABKIN

By: CONANGE GIVAN

Attorneys for Registrant Cristy Clarke

# PURSUANT TO STIPULATION, IT IS SO ORDERED. DATED: \_\_\_\_\_\_\_ TRADEMARK TRIAL AND APPEAL BOARD

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY DEADLINESwas sent by First Class mail, postage prepaid, on this 5th day of November 2010, to Registrant's counsel addressed as follows:

Sarah J. Givan

Howard Rice Nemerovski Canady Falk & Rabkin Three Embarçadero Center, 7<sup>th</sup> Floor

San Fyancisco, CA 94111-4024