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

Proceeding	92053501
Party	Plaintiff Christian M. Ziebarth
Correspondence Address	RICHARD F CHRISTESEN 6905 S 1300 E #233 MIDVALE, UT 84047-1817 UNITED STATES rchristesen_now@yahoo.com, trademark.vgt@gmail.com
Submission	Motion to Extend
Filer's Name	Kelly K. Pfeiffer
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Signature	/Kelly K. Pfeiffer/
Date	01/23/2013
Attachments	Motion to Ext Deadlines 1-23-13-cw.pdf (3 pages)(29247 bytes)

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

In the Matter of Registration No. 1043729
Date of Registration: July 13, 1976

CHRISTIAN M. ZIEBARTH
Petitioner,

Cancellation No.: 92053501

v.

DEL TACO, LLC
Registrant.

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

**PETITIONER’S MOTION TO EXEND ALL REMAINING DEADLINES BY 30 DAYS;
IN THE ALTERNATIVE, MOTION TO ALLOW PETITIONER 30 ADDITIONAL
DAYS TO AMEND OR SUPPLEMENT PRETRIAL DISCLOSURES**

Pursuant to 37 C.F.R. §2.127(a) and TBMP § 502.02, Petitioner CHRISTIAN M. ZIEBARTH (“Petitioner”) hereby requests that the Trademark Trial and Appeal Board (“the Board”) issue an order extending all remaining deadlines in this proceeding by a period of 30 days. Petitioner seeks these extensions in light of the fact that his new counsel, Kelly K. Pfeiffer, is appearing the day before his Pretrial Disclosures are due to Registrant and requires more time to get up to speed on this matter and prepare all necessary documents. This Motion is supported by these moving papers and the declaration of Kelly K. Pfeiffer, filed herewith.

Petitioners requests that the Board re-set all remaining deadlines as follows:

Petitioner's Pretrial Disclosures Due	2/24/13
Petitioner's 30-day Trial Period Ends	4/10/13
Registrant's Pretrial Disclosures Due	4/25/13
Registrant's 30-day Trial Period Ends	6/9/13
Petitioner's Rebuttal Disclosures Due	6/24/13
Petitioner's 15-day Rebuttal Period Ends	7/23/13

This extension request is supported by good cause and is not for the purpose of delay.

In the event that the Board is unable to review this Motion and make a ruling prior to the current January 24, 2013 deadline for Petitioner's Pretrial Disclosures, Petitioner hereby requests in the alternative that he be given an additional 30 days within which to amend and/or supplement his Pretrial Disclosures to Registrant. Petitioner requests that the Board order that Petitioner be given a deadline of February 24, 2013 to amend and/or supplement his Pretrial Disclosures to Registrant.

Respectfully submitted,

By /Kelly K. Pfeiffer./
Kelly K. Pfeiffer
AMEZCUA-MOLL & ASSOCIATES, P.C.
Lincoln Professional Center
1122 E. Lincoln Ave., Suite 203
Orange, CA 92865

Attorney for Petitioner CHRISTIAN M. ZIEBARTH

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing **PETITIONER'S MOTION TO EXEND ALL REMAINING DEADLINES BY 30 DAYS; IN THE ALTERNATIVE, MOTION TO ALLOW PETITIONER 30 ADDITIONAL DAYS TO AMEND OR SUPPLEMENT PRETRIAL DISCLOSURES** was served upon April L. Besl, DINSMORE & SHOHL, LLP, attorney of record for the Registrant in this action by depositing one copy thereof in the United States mail, first-class postage prepaid on January 23, 2012 and addressed as follows:

April L. Besl, Esq.
DINSMORE & SHOHL, LLP
255 East Fifth Street
Cincinnati, OH 45202

/Kelly K. Pfeiffer/_____

Kelly K. Pfeiffer
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Attorney for Petitioner CHRISTIAN M. ZIEBARTH