

ESTTA Tracking number: **ESTTA395835**

Filing date: **03/02/2011**

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

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| Proceeding | 92053518 |
| Party | Defendant Atlantic Bottling, LLC |
| Correspondence Address | ATLANTIC BOTTLING, LLC 831 NORWOOD AVENUE LONG BRANCH, NJ 07740 UNITED STATES |
| Submission | Stipulated/Consent Motion to Extend |
| Filer's Name | Brian M. Gaynor |
| Filer's e-mail | bgaynor@ezrasutton.com |
| Signature | /brian gaynor/ |
| Date | 03/02/2011 |
| Attachments | amended ext time to answer 3-2-11.pdf (2 pages)(11339 bytes) |

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

Baron Nahmias Inc.,

Petitioner,

v.

Atlantic Bottling, LLC,

Registrant.

Cancellation No.: 92053518

Reg. No.: 3291386, 3234012

Marks: MAHIA LE FIG, MAHIA

AMENDED STIPULATION FOR EXTENSION OF TIME TO ANSWER

Registrant, Atlantic Bottling, LLC ("Registrant"), through its attorneys, Law Offices of Ezra Sutton, PA, requests an additional ten (10) day extension of time to answer the Petition for Cancellation in the captioned matter, from the current deadline of February 28, 2011 to March 10, 2011. Registrant has secured the consent of Petitioner for this extension of time.

The parties are currently engaged in settlement discussions. On February 23, 2011, the attorneys for Petitioner and Registrant spoke by telephone and discussed settlement.

The request for additional time is not simply for the purposes of delay, but to allow the parties to further explore settlement.

Respectfully submitted,

By : /brian gaynor/
Brian M. Gaynor (BG-0387)
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Attorneys for Registrant

Dated: March 2, 2011

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the AMENDED STIPULATION FOR EXTENSION OF TIME TO ANSWER, was forwarded by first class postage pre-paid mail by depositing the same with the U.S. Postal Service on this 2nd day of March, 2011 to the attorneys for the Petitioner at the following address:

Adam Kotok
2600 Netherland Avenue, #411
Riverdale, NY 10463

/brian gaynor/
Brian M. Gaynor