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

Proceeding	92056816
Party	Plaintiff Google Inc.
Correspondence Address	JANET L CULLUM COOLEY LLP 1299 PENNSYLVANIA AVE NW, STE 700 WASHINGTON, DC 20004 UNITED STATES kkrajeck@cooley.com, trademarks@cooley.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Brendan J. Hughes
Filer's e-mail	bhughes@cooley.com, jcullum@cooley.com, trademarks@cooley.com, jrhee@raklaw.com, ilee@raklaw.com, mchampion@cooley.com
Signature	/Brendan J. Hughes/
Date	07/28/2014
Attachments	Google--Joint Motion re Discovery Dispute with VIA.pdf(13234 bytes )

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

Google Inc.,	)	Cancellation No.: 92056816
	)	
Petitioner,	)	Registration No.: 3,360,331
	)	Mark: CHROME
v.	)	Issued: December 25, 2007
	)	
VIA Technologies, Inc.,	)	Registration No.: 3,951,287
	)	Mark: CHROME
Registrant.	)	Issued: April 26, 2011
_____	)	

**JOINT MOTION FOR EXTENSION OF ALL DEADLINES  
IN ORDER TO RESOLVE THE PARTIES' DISCOVERY DISPUTE**

On June 24, 2014, Petitioner Google Inc. (“Google”) filed a motion to compel certain discovery from Registrant VIA Technologies, Inc. (“VIA”), as well as a request for an extension of the remaining deadlines. Registrant filed a response in opposition to Google’s Motion to Compel on July 9, 2014. Since then, the parties have reached an amicable resolution of the discovery dispute.

Accordingly, pursuant to 37 CFR §§ 2.120(a), 2.121(d), and 2.127(a), Google and Registrant hereby respectfully move the Board to extend all deadlines in the above-captioned proceeding by 120 days from the date of this motion. This requested extension is part of a larger agreement between the parties that resolves the pending discovery dispute.

The 120-day extension is necessary because of new developments that have occurred since Google filed its Motion to Compel. Specifically, VIA’s 30(b)(6) deponent on the subject of its discovery efforts, as well as an individual fact witness, reside in Taiwan and thus will only be available for deposition by written question in Taiwan. The process of conducting depositions by written question will likely take at least 40-60 days because of the deadlines for each party to object, serve cross and redirect questions, and serve substitute questions. *See* 37 CFR § 2.124; TBMP 404.06. Additionally, VIA has agreed to allow Google to fully conduct the 30(b)(6)

deposition on the topic of VIA's discovery efforts prior to conducting any other fact depositions. As such, a 120-day extension of all deadlines will be necessary to accommodate the depositions that Google needs to conduct, including the two depositions by written question that will need to be conducted back-to-back.

Google will serve its notice of the 30(b)(6) deposition on the topic of VIA's discovery efforts no later than two weeks after the Board enters an order granting Google's requested extension. Thereafter, the parties will observe all of the deadlines set forth in 37 CFR § 2.124 in order to conduct this deposition, as well as the remaining fact depositions, in the most timely and efficient manner possible.

If the Board grants the parties' request for a 120-day extension of all deadlines from the date of this motion, the parties submit that the new schedule will be as follows.

Discovery Closes:	11/25/2014
Plaintiff's Pretrial Disclosures:	01/09/2015
Plaintiff's 30-day Trial Period Ends:	02/23/2015
Defendant's Pretrial Disclosures:	03/10/2015
Defendant's 30-day Trial Period Ends:	04/24/2015
Plaintiff's Rebuttal Disclosures:	05/09/2015
Plaintiff's 15-day Rebuttal Period Ends:	06/08/2015

The parties have provided below email addresses for Google and VIA so that any order on this motion may be issued electronically by the Board.

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Respectfully submitted,

Date: July 28, 2014

/Brendan J. Hughes/

Janet L. Cullum  
Brendan J. Hughes  
COOLEY LLP  
1299 Pennsylvania Ave., NW  
Suite 700  
Washington, D.C. 20004  
Tel: (202) 842-7800  
Email: bhughes@cooley.com  
kkrajeck@cooley.com

*Counsel for Petitioner Google Inc.*

/Jean Y. Rhee/

Irene Y. Lee  
Jean Y. Rhee  
Robert F. Gookin  
RUSS, AUGUST & KABAT  
12424 Wilshire Boulevard, 12th Floor  
Los Angeles, California 90025  
Tel: (310) 826-7474  
Email: ilee@raklaw.com  
jrhee@raklaw.com  
rgookin@raklaw.com

*Counsel for Registrant VIA Technologies Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on the date indicated below, a true and correct copy of **JOINT MOTION FOR EXTENSION OF ALL DEADLINES IN ORDER TO RESOLVE THE PARTIES' DISCOVERY DISPUTE** was, pursuant to the parties' stipulation, served electronically upon Registrant's counsel, via email to the following addresses: jrhee@raklaw.com and ilee@raklaw.com.

Date: July 28, 2014

/Brendan J. Hughes/  
Brendan J. Hughes  
COOLEY LLP  
1299 Pennsylvania Ave., NW  
Suite 700  
Washington, D.C. 20004  
Tel: (202) 842-7800  
Email: rgivnerforbes@cooley.com

*Counsel for Petitioner Google Inc.*