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

Proceeding	92057518
Party	Defendant EMPIRE IP HOLDINGS LLC
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Submission	Request for Discovery Conference
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Date	09/30/2013
Attachments	Registrant's Request For Discovery Conference 09-30-2013.pdf(55717 bytes)

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

The George Nelson Foundation,

Petitioner,

v.

Empire IP Holdings LLC,

Registrant.

Cancellation No. 92057518

U.S. Reg. No. 3,463,818

Mark: GEORGE NELSON BY VERICHRON

Date of Registration: July 8, 2008

REGISTRANT'S REQUEST FOR PARTICIPATION BY THE BOARD IN THE
DISCOVERY CONFERENCE PURSUANT TO 37 C.F.R. § 2.120(a)(2)

Pursuant to 37 C.F.R. § 2.120(a)(2), the Registrant, Empire IP Holdings LLC, requests that a Board Interlocutory Attorney or Administrative Trademark Judge participate in the Discovery Conference. The deadline for the Discovery Conference is October 24, 2013.¹ Registrant and the Petitioner are available for a Discovery Conference on October 16, 2013; October 17, 2013; or October 18, 2013.

¹ The Initial Scheduling Order set a deadline of September 24, 2013, for the Discovery Conference. On August 23, 2013, Registrant filed a Consent Motion and inadvertently set the next date for the Answer as September 25, 2013, rather than August 25, 2013. As such, the revised Initial Scheduling Order issued by the TTAB set a deadline of November 24, 2013, as the deadline for the Discovery Conference when it should have been October 24, 2013.

Respectfully submitted,

Empire IP Holdings LLC
By its Attorney,

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Dated: 09-30-2013

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 30, 2013, a true copy of this paper has been served upon counsel for the Petitioner at their e-mail addresses of record (by agreement), namely, to carolyn.passen@kattenlaw.com, william.dorsey@kattenlaw.com, and julia.kasper@kattenlaw.com.

/Steven N. Fox/
Steven N. Fox