

ESTTA Tracking number: **ESTTA688389**

Filing date: **08/07/2015**

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

Proceeding	92059552
Party	Plaintiff SmartFocus UK Ltd.
Correspondence Address	LINDA K MCLEOD KELLY IP LLP 1919 M STREET NW, SUITE 610 WASHINGTON, DC 20036 UNITED STATES david.kelly@kelly-ip.com, docketing@kelly-ip.com, larry.white@kelly-ip.com, linda.mcleod@kelly-ip.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	David M. Kelly
Filer's e-mail	david.kelly@kelly-ip.com, docketing@kelly-ip.com, larry.white@kelly-ip.com, linda.mcleod@kelly-ip.com
Signature	/David M. Kelly/
Date	08/07/2015
Attachments	Smartfocus - Extension of Discovery Dates.pdf(10365 bytes)

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

SMARTFOCUS UK LTD., Petitioner v. AFFINITAS CORPORATION Respondent.	Cancellation No. 92059552 Mark: SMARTFOCUS Reg. No. 2089097 Issued: August 19, 1997
---	--

STIPULATION TO EXTEND DISCOVERY AND TRIAL DATES

The Close of Discovery is currently set to January 6, 2016. Smartfocus UK LTD. ("Petitioner") requests that such dates be extended by 30 days, and that all dates be reset accordingly.

Time to Answer	CLOSED
Deadline for Discovery Conference	CLOSED
Discovery Opens	CLOSED
Initial Disclosures Due	09/08/2015
Expert Disclosure Due	01/06/2016
Discovery Closes	02/05/2016
Plaintiff's Pretrial Disclosures	03/21/2016
Plaintiff's 30-day Trial Period Ends	05/05/2016
Defendant's Pretrial Disclosures	05/20/2016
Defendant's 30-day Trial Period Ends	07/04/2016
Plaintiff's Rebuttal Disclosures	07/19/2016
Plaintiff's 15-day Rebuttal Period Ends	08/18/2016

This request is not filed for purposes of delay. The parties are engaged in settlement discussions and submit that the extension of time may save the resources of both the parties and the Board. The parties have exchanged email correspondence relating to settlement of this case on 07/10/2015, 07/20/2015, 08/05/2015, and

08/07/2015, and expect to exchange a draft agreement soon. Counsel for Respondent consented to this extension

Accordingly, Petitioner respectfully requests that all dates be reset as set forth above.

Respectfully Submitted,

Dated: August 7, 2015

By: David M. Kelly/

David M. Kelly
david.kelly@kelly-ip.com
KELLY IP, LLP
1919 M Street, NW
Suite 610
Washington, D.C. 20036
Telephone: (202) 808-3570
Facsimile: (202) 354-5232

Attorney for Petitioner

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing STIPULATION TO EXTEND DISCOVERY AND TRIAL DATES was served by first class mail, postage prepaid, on this 7th day of August, 2015 upon counsel for Applicant at the following address of record:

Denise C. Mazour
McGrath, North, Mullin & Kratz, PC LLO
1601 Dodge Street, First National Tower Suite 3700
Omaha, NE 68102

/Jacob T. Mersing/
Jacob T. Mersing
Senior Legal Assistant