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

Proceeding	92061571
Party	Plaintiff Gestion Diane Lanctot Ltee
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Submission	Motion to Extend
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Date	02/01/2016
Attachments	Motion to Extend.pdf(122209 bytes)

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

GESTION DIANE LANCTÔT LTÉE,

Petitioner,

v.

IVO N. NJABE,

Registrant.

In the matter of Trademark
Registration No. 4,299,998

For the mark NIVO (Stylized)
Registered on March 12, 2013

Cancellation No. **92061571**

PETITIONER’S MOTION TO EXTEND TIME TO TAKE DISCOVERY

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, Petitioner GESTION DIANE LANCTÔT LTÉE (hereinafter, “Petitioner”) hereby moves the Board to extend the time to take discovery in this proceeding by 60 days that will run from the date of the Board’s ruling on this motion. In support of its motion, Petitioner shows the following:

1. Petitioner hereby advises the Board that this motion is being made in good faith and not for any dilatory purposes;
2. This motion is being brought prior to the close of fact discovery in this proceeding, which is currently set to close today;
3. Both Petitioner and Registrant (who is *pro se*) have outstanding discovery requests to which responses have not yet been received;
4. Petitioner requested additional time to provide Registrant responses to its discovery, but Registrant did not grant this extension. Nonetheless, rather than allow the fact discovery period to expire, Petitioner moves for an extension to allow for it to

provide its responses. Respondent did not similarly request an extension of time to provide its outstanding responses, but Petitioner moves for an extension of fact discovery at this time in hopes of avoiding the need to file a motion to compel.

Accordingly, Petitioner respectfully requests that the Board grant its motion and extend the time to take discovery in this proceeding by 60 days starting from the date of the Board's ruling on this motion to allow the parties time to respond to each others' discovery requests.

This the 1st day of February, 2016.

Respectfully submitted,

/s/ Peter D. Siddoway

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Attorney for Petitioner

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that on February 1, 2016, I caused a copy of the foregoing **PETITIONER'S MOTION TO EXTEND TIME TO TAKE DISCOVERY** to be served via e-mail and U.S. First Class Mail, as follows:

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/s/ Peter D. Siddoway

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