

ESTTA Tracking number: **ESTTA702702**

Filing date: **10/16/2015**

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

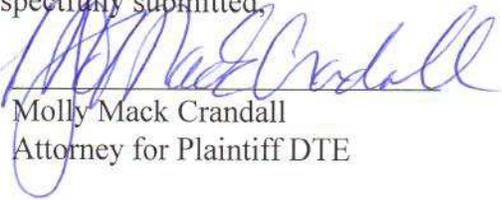
Proceeding	92061924
Party	Plaintiff DTE Energy Company
Correspondence Address	MOLLY MACK CRANDALL BROOKS KUSHMAN PC 1000 TOWN CENTER, 22ND FLOOR SOUTHFIELD, MI 48075 UNITED STATES mcrandall@brookskushman.com, ejanda@brookskushman.com, ejbrooks@brookskushman.com, lsavage@brookskushman.com
Submission	Motion to Extend
Filer's Name	MOLLY MACK CRANDALL
Filer's e-mail	mcrandall@brookskushman.com, ejanda@brookskushman.com, ejbrooks@brookskushman.com, lsavage@brookskushman.com
Signature	/molly crandall/
Date	10/16/2015
Attachments	30-day extension of discovery.pdf(488339 bytes)

The parties held the discovery conference, as required under Trademark Rules 2.120(a)(1) and (a)(2), on September 4, 2015 (well in advance of the October 6, 2015 deadline for the discovery conference). In the conference, the parties discussed the potential for settlement and appeared to be agreeable in this respect. Counsel for the defendant indicated he would discuss options with his client and would revert to the plaintiff's settlement proposal in about a week. Unfortunately, defendant's counsel has not yet replied. Plaintiff's counsel has attempted contact with defendant's counsel on seven occasions since October 2, 2015, both to obtain a response to the settlement proposal and to obtain consent to this extension request, but with no success. Plaintiff remains hopeful that settlement is obtainable and requests an extension of the dates to allow time for continued negotiations. On the other hand, if discussions have halted, Plaintiff needs time to develop its case and to complete discovery. If a 30-day extension of the dates is granted, the remaining new dates would be:

Initial Disclosures Due :	12/05/2015
Expert Disclosure Due :	04/03/2016
Discovery Closes :	05/03/2016
Plaintiff's Pretrial Disclosures :	06/17/2016
Plaintiff's 30-day Trial Period Ends :	08/01/2016
Defendant's Pretrial Disclosures :	08/16/2016
Defendant's 30-day Trial Period Ends :	09/30/2016
Plaintiff's Rebuttal Disclosures :	10/15/2016
Plaintiff's 15-day Rebuttal Period Ends :	11/14/2016

Respectfully submitted,

By


Molly Mack Crandall
Attorney for Plaintiff DTE

Date: October 16, 2015

BROOKS KUSHMAN P.C.

1000 Town Center, 22nd Floor

Southfield, MI 48075

Ph: 248-358-4400

Fx: 248-358-3351

mcrandall@brookskushman.com

CERTIFICATE OF SERVICE

I certify that I served:

**MOTION FOR A 30-DAY EXTENSION OF DISCOVERY AND
TRIAL PERIODS WITHOUT CONSENT**

On October 16, 2015 by:

delivering (via First-Class mail)

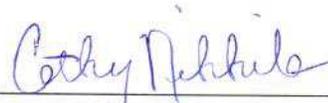
a copy to:

Matthew H. Swyers
The Trademark Company PLLC
344 Maple Ave West, PBM 151
Vienna, VA 22180

mswers@thetrademarkcompany.com

Ph: 800-906-8626

Attorney for Defendant



Cathy Nikkila