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Filing date: **11/10/2005**

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

Proceeding	94001242
Party	Registrant HARRY'S FARMERS MARKET, INC. ,
Correspondence Address	CHRISTOPHER L. GRAFF TROP, PRUNER & HU, PC 7718 Wood Hollow Drive G-50 AUSTIN, TX 78731 UNITED STATES tphpto@tphm.com, graff@tphm.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Christopher L. Graff
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Signature	/cl graff/
Date	11/10/2005
Attachments	WFM_0113 Stipulated Request for Ext of Discovery & Trial Dates (signed).pdf (3 pages)

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: UNITED STATES PATENT AND TRADEMARK OFFICE, Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, VA 22313-1451, on the date below:

Date _____

Signature _____

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TRADEMARK

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

In the matter of Registration Nos.: 1,854,765 and 1,929,015
Issued: September 20, 1994 and October 24, 1995

The Harris Soup Company,
Applicant,

v.

Whole Foods Market IP, L.P.,
Registrant.

Concurrent Use No. 94001242

STIPULATED REQUEST FOR EXTENSION OF DISCOVERY AND TRIAL DATES

The parties jointly request the Trademark Trial and Appeal Board to extend the discovery and trial dates in the above opposition proceeding by sixty (60) days as follows:

PERIOD FOR DISCOVERY TO CLOSE:	January 9, 2006
Testimony period for party in position of plaintiff to close	April 9, 2006
Testimony period for party in position of defendant to close	June 8, 2006
Rebuttal testimony period to close	July 23, 2006

The parties are desirous of exploring possible settlement options. The additional time requested is to allow these discussions to continue. Favorable consideration of this request by the Trademark Trial and Appeal Board is therefore solicited.

Respectfully submitted,

/s/ C. L. Graff
Christopher L. Graff, Esq.
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Attorneys for
Whole Foods Market IP, L.P.

Date: Nov. 9, 2005

/s/ Michael J. Esler
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Attorneys for
The Harris Soup Company

Date: Nov. 9, 2005

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing STIPULATED REQUEST FOR EXTENSION OF DISCOVERY AND TRIAL DATES has been served on the following counsel of record by depositing a copy of the same in the United States Mail, postage prepaid, on this 10th day of November, 2005:

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