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



73825516

01-16-2004

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #74

-----X
Friesland (Frico Domo) Cooperatie B.A.,)
)
Opposer/Respondent,)
)
v.)
)
Bedessee Imports Ltd.,)
)
Applicant/Petitioner.)
-----X

Opp. No. : 91095685
Serial No. : 74/340023
Cncl. No. : 92031006
Reg. No. : 1645773

**MOTION ON CONSENT TO EXTEND TESTIMONY PERIOD OF OPPOSER/
RESPONDENT AND RESET SUBSEQUENT TRIAL PERIODS**

The Opposer/Respondent Friesland (Frico Domo) Cooperatie B.A., requests that the Plaintiff's testimony period be extended by sixty (60) days, up to and including March 14, 2004, and that subsequent periods in the trial calendar be reset accordingly.

Attorneys for the Opposer/Respondent request the Board's grant of this motion in light of the ongoing settlement terms under review of both parties and respective counsel.

Applicant/Petitioner's counsel, John Rannells, Esq., has consented to this extension during a telephone conversation with Opposer/Respondent's attorneys on Wednesday January 14, 2004.

The entire calendar thus as follows:

- Discovery period to close: Closed
- Testimony period for Friesland as plaintiff in
in Opposition No. 91095685 to close: March 14, 2004
- Thirty-day testimony period for Bedessee as
defendant in Opposition No. 91095685 and as
plaintiff in Cancellation No. 92031006 to close: May 13, 2004

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Rebuttal testimony period for Friesland as plaintiff in Opposition No. 91095685 to close (opening fifteen days prior thereto): July 12, 2004

Testimony period for Friesland as defendant in Cancellation No. 92031006 to close (opening 30 days prior thereto): July 12, 2004

Rebuttal testimony period for Bedessee as plaintiff in Cancellation No. 92031006 to close (opening fifteen days prior thereto): August 26, 2004

**Briefs shall become due as follows:
[See Trademark Rule 2.128(a)(2)]**

Brief for Friesland as plaintiff in Opposition No. 91095685 shall be due: October 25, 2004

Brief for Bedessee as defendant in Opposition No. 91095685 and as plaintiff in Cancellation No. 92031006 shall be due: November 24, 2004

Brief for Friesland as defendant in Cancellation No. 92031006 and its Reply Brief (if any) as plaintiff in Opposition No. 91095685 shall be due: December 24, 2004

Reply Brief (if any) for Bedessee as plaintiff in Cancellation No. 92031006 shall be due: January 8, 2005

It is respectfully moved that the periods be reset as indicated above with the concurrence of the Trademark Trial and Appeal Board. This Motion has been filed in triplicate.

Respectfully submitted
for Opposer/Respondent

By:



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JMC/SEG

Enclosures - Certificate of Service
- Duplicate Copies

Dated: January 14, 2004

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 03-2465.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: TRADEMARK TRIAL AND APPEAL BOARD, UNITED STATES PATENT AND TRADEMARK OFFICE, 2900 CRYSTAL DRIVE, ARLINGTON, VIRGINIA 22202 ON January 14, 2004.

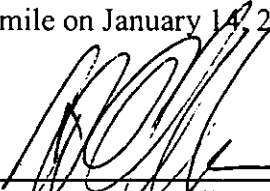
COLLEN *IP*, THE HOLYOKE-MANHATTAN BUILDING, 80 SOUTH HIGHLAND AVENUE, OSSINING, NEW YORK 10562

By:  _____

Date: January 14, 2004

CERTIFICATE OF SERVICE

I hereby certify that the Motion On Consent To Extend Testimony Period Of Opposer/Respondent And Reset Subsequent Trial Periods has been served upon John Rannells, Esq., and Baker & Rannells, 626 North Thompson Street, Raritan, New Jersey 08869, by First Class Mail, postage prepaid, and by facsimile on January 14, 2004.


Peter E. Mulhern

(1-14-2004)
(Date)