

07/17/2003TTAB



06-27-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22

M&G 594.330USTA

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

Sakura Color Products of America, Inc,
Opposer,

Opposition No. 121,748

v.

Mitsubishi Enpitsu Kabushiki Haisha,
Applicant.

STIPULATED REQUEST FOR EXTENSION OF DISCOVERY AND TRIAL DATES

It is requested by counsel for the parties, that the discovery and trial dates in this proceeding be extended 90 days and reset as noted below:

Period for Discovery to Close September 25, 2003

Testimony period for party in
position of Plaintiff to close December 24, 2003

Testimony period for party in
position of Defendant to close February 22, 2004

Rebuttal closes April 8, 2004

Briefs shall be filed in accordance with Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Rule 2.129.

The reason for the further extension is that the parties have exchanged terms for possible settlement and further time is needed to explore possible settlement options.

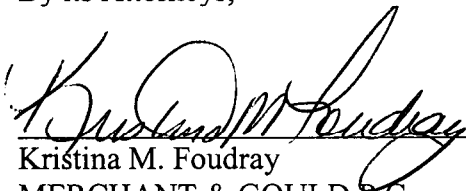
This extension is not for the purpose of mere delay, but is necessary for the good cause indicated above.

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This extension request is with the consent of Opposer's Attorney Howard Miskin of the firm of STOLL, MISKIN, HOFFMAN & BADIE, who filed a Notice of Opposition on behalf of Opposer and also consented to the extension on behalf of Sakura Color Products of America, Inc., the Opposer.

By its Attorneys,

Date: June 24, 2003



Kristina M. Foudray
MERCHANT & GOULD P.C.
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(612) 336-4702

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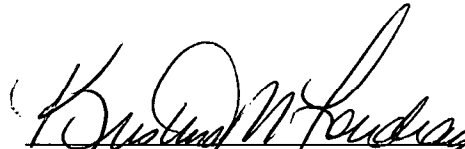
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing STIPULATED EXTENSION OF DISCOVERY AND TRIAL DATES was served on Howard Miskin at the address below by first class mail, postage prepaid on this 24th day of June, 2003.

Howard Miskin
STOLL, MISKIN, HOFFMAN
& BADIE
The Empire State Building
Suite 6110
350 Fifth Avenue
New York, NY 10118

Date: _____

June 24, 2003



Kristina M. Foudray

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06-27-2003

A Professional Corporation

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #22

Sakura Color Products of America, Inc,)	
Opposer,)	
)	
v.)	Opposition No. 121,748
Mitsubishi Enpitsu Kabushiki Haisha,)	
Applicant.)	

Mark: UNI-BALL GELLYZ and Design
Serial No.: 75/837,120
Docket Number: 594.330USTA
Official Gazette: June 12, 2001

Due Date: June 27, 2003
Filing Date: November 1, 1999

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Trademarks, Box TTAB, 2900 Crystal Drive, Arlington, VA 22202-3513, on June 24, 2003.

By: Kristina M. Foudray
Name:

Commissioner for Trademarks
Box TTAB
2900 Crystal Drive
Arlington, VA 22202-3513

Dear Commissioner:

We are transmitting herewith the attached:

- Return postcard.
- Transmittal Sheet in duplicate containing Certificate Under 37 C.F.R. 1.8
- 90-Day Request for Extension of Time for Stipulated Request For Extension Of Discovery and Trial Dates (Original and 2 Copies).

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate copy of this sheet is enclosed.

By: Kristina M. Foudray
Name: Kristina M. Foudray
Reg. No.:
KMFoudray/tt