

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



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:
THE WILLIAM CARTER COMPANY,
Opposer, :
Vs. :
H.W. CARTER & SONS, INC., :
Applicant. :
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10-14-2003
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #66

Opposition No.
124,083

Serial No. 71, 141,546

To: Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

MADAM:

APPLICANT'S MOTION TO EXTEND DISCOVERY
AND ALL TESTIMONY PERIODS FOR 60 DAYS

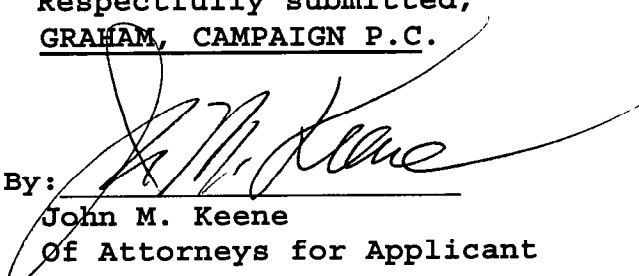
Applicant, by its undersigned counsel of record,
hereby respectfully requests that the Board enter an
ORDER, extending discovery and all trial testimony
periods for sixty (60) days, so that if so extended, the
new closing dates will appear as follows:

DISCOVERY TO CLOSE:	December 9, 2003
Plaintiff's testimony Period to close:	March 9, 2004
Defendant's testimony Period to close:	May 7, 2004
Rebuttal testimony Period to close:	June 21, 2004

This extension is needed for two reasons. First, senior management of Applicant is still in the process of discussing with their counsel of record and licensees a formal written response to Opposer's proposal for settlement mailed on November 4, 2002. Second, and more significantly, Applicant's former counsel of record Gail E. Nickols and Charles H. Knull are no longer with the firm of Graham, Campaign P.C. Mr. Knull resigned to join another firm, and Ms. Nickols moved to England with her husband, who has a new job there.

The additional time, therefore, is needed by the undersigned, who was first apprised of this new responsibility just earlier this afternoon, to review all relevant files; to contact Applicant's senior management to introduce himself and to bring the settlement process to a resolution; and to familiarize himself with the status of the parties' remaining discovery needs and demands in the event that a settlement cannot be realized.

Respectfully submitted,
GRAHAM, CAMPAIGN P.C.

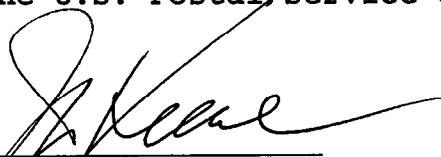
By: 
John M. Keene
Of Attorneys for Applicant

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Dated: New York, New York
October 10, 2003

CERTIFICATE OF FILING

I hereby certify that the foregoing APPLICANT'S MOTION TO EXTEND DISCOVERY AND TESTIMONY PERIODS 60 DAYS was filed by inserting the same in an envelope, sufficient First Class affixed, addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, and by depositing same with the U.S. Postal Service on this 10th day of October, 2003.

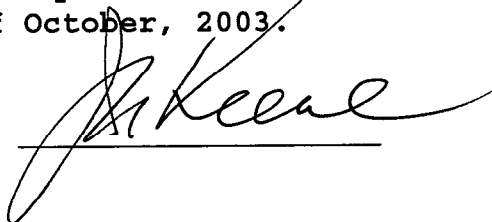


CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing APPLICANT'S MOTION TO EXTEND was served by inserting same into an envelope, sufficient First Class postage affixed, addressed to the Attorneys for Opposer as follows:

Paul D. Collier, Esq. and
Mary E. Zaug, Esq.
Kirkland & Ellis
200 East Randolph Drive
Chicago, IL 60601

And by depositing said envelope with the U.S. Postal Service on this 10th day of October, 2003.



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