

Case: WAHOO-013M

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

IN RE SERIAL NO. 75/850,300

LAMKONE RESTAURANTS, INC. ) Opposition No. 124,655  
  ) )  
                  Opposer,                          ) )  
  ) )  
v.  ) )  
  ) )  
GENERAL MILLS, INC.                          ) )  
  ) )  
                  Applicant.                      ) )  
\_\_\_\_\_  ) )



09-20-2002  
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #11

**SECOND STIPULATED REQUEST FOR EXTENSION OF  
DISCOVERY AND TRIAL DATES**

Box TTAB  
NO FEE  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Dear Sir:

It is hereby requested by stipulation and agreed to by and between the attorneys for the respective parties, that the discovery and trial dates be extended for a period of sixty (60) days each as set forth below:

Discovery period to close: December 8, 2002

Testimony period for party in position of plaintiff to close: March 8, 2003

(opening thirty days prior thereto)

Testimony period for party in  
position of defendant to close: May 5, 2003  
(opening thirty days prior thereto)

Rebuttal testimony period to close: June 20, 2003  
(opening fifteen days prior thereto)


Applicant's counsel, Christopher J. Kellner, has consented to this extension of time pursuant to a telephonic conference with Opposer's counsel on September 17, 2002. A Proof of Service to counsel for Applicant is attached hereto.

Please charge any fees which may be due in relation to this matter to Deposit Account No. 19-4330.

This stipulated request is filed herewith in triplicate along with the Proof of Service by mail to Applicant's counsel.

Respectfully submitted,

Dated: 9/17/02

By:   
Matthew A. Newboles, Reg. No. 36,224  
Darren S. Rimer  
STETINA BRUNDA GARRED & BRUCKER  
75 Enterprise, Suite 250  
Aliso Viejo, CA 92656  
(949) 855-1246

Attorneys for Applicant  
Lamkone Restaurants, Inc.

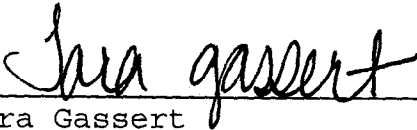
PROOF OF SERVICE

State of California )  
  ) ss.  
County of Orange   )

I am over the age of 18 and not a party to the within action; my business address is 75 Enterprise, Suite 250, Aliso Viejo, California 92656. On **September 17, 2002**, the attached **SECOND STIPULATED REQUEST FOR EXTENSION OF DISCOVERY AND TRIAL DATES** was served on all interested parties in this action by U.S. Mail, postage prepaid, at the address as follows:

Christopher J. Kellner  
Kirkpatrick Stockton LLP  
Suite 2800  
1100 Peachtree Street  
Atlanta, Georgia 30309

Executed on **September 17, 2002** at Aliso Viejo, California. I declare under penalty of perjury that the above is true and correct. I declare that I am employed in the office of STETINA BRUNDA GARRED & BRUCKER at whose direction service was made.

  
\_\_\_\_\_  
Tara Gassert

ATTORNEY DOCKET NO.: WAHOO-013M

OPPOSITION NO. 124,655  
LAMKONE RESTAURANTS, INC. V. GENERAL MILLS, INC.

CERTIFICATE OF MAILING



I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner of Trademarks  
BOX TTAB - NO FEE  
2900 Crystal Drive  
Arlington, VA 22202-3513

on the date indicated below:



I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, Express Mail No. \_\_\_\_\_ on the date indicated below and is addressed to:

Assistant Commissioner of Trademarks  
BOX RESPONSES - NO FEE  
2900 Crystal Drive  
Arlington, VA 22202-3513.

on the date indicated below:

on September 17, 2002  
(Date)

Tara Gassert  
Signature

TARA GASSERT  
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

1. Certificate of Mailing;
2. Second Stipulated Request for Extension of Discovery and Trial Dates, in Triplicate;
3. Transmittal Letter; and
4. Return Postcard.

LAW OFFICES

TTAB

**Stetina Brunda Garred & Brucker**

A PROFESSIONAL CORPORATION

PATENT, TRADEMARK, COPYRIGHT AND UNFAIR COMPETITION CAUSES

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September 17, 2002

BOX TTAB - NO FEE  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Re: Opposition No. 124,655  
Lamkone Restaurants, Inc. v. General Mills, Inc.  
Our Reference: WAHOO-013M

Dear Sir/Madam:

Enclosed herewith for filing in the above-identified matter are the following:

1. Second Stipulated Request for Extension of Discovery and Trial Dates, in Triplicate;
2. Certificate of Mailing; and
3. Return Postcard.

Please charge any additional fees to Deposit Account No. 19-4330. This Transmittal Letter is enclosed herewith in triplicate.

Respectfully submitted,

By:



Customer No. 007663

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