

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

DROWNING POOL, LLC,)
A Texas limited liability company,)
))
Opposer,)
))
v.)
))
DROWNING POOL, a California)
general partnership consisting of Adam Elesh)
and Brett Smith, both citizens of the United)
States,)
))
Applicant.)

76287792

Opposition No.: 91154398

**JOINT STIPULATION AND (PROPOSED) ORDER EXTENDING TIME FOR
APPLICANT'S TRIAL BRIEF AND OPPOSER'S REPLY BRIEF**

Applicant's counsel has an unavoidable scheduling conflict and requires an extension of time to file Applicant's trial brief to October 3, 2005. Opposer's counsel has graciously stipulated to the extension of time and has requested that the due date for Opposer's reply brief (if any) be extended to October 24, 2005. Applicant so stipulates. This request is not for the purposes of mere delay.

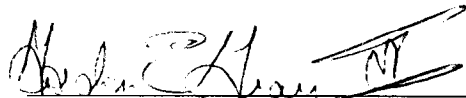


Accordingly, the due dates should now be as follows:

- 1) Applicant's Trial Brief due: **October 3, 2005**
- 2) Opposer's Trial Brief (if any) due: **October 24, 2005**

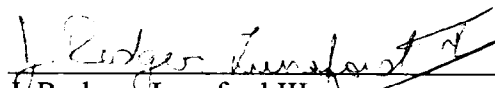
This 22nd day of September 2005.

Respectfully submitted,



Gordon E. Gray III
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ORDER


Good cause appearing, it is so ordered.

Administrative Law Judge
Trademark Trial and Appeal Board

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451 on September 22, 2005.

By: Gordon E. Gray III

Signature: 

Date: September 22, 2005