

UNITED STATES PATENT AND TRADEMARK OFFICE  
TRADEMARK TRIAL AND APPEAL BOARD

TREK BICYCLE CORPORATION, INC. )  
 )  
 Opposer, ) Opposition No. 91158673  
 ) Serial No. 78/182,435  
 v. )  
 )  
 GREAT PLAINS MANUFACTURING )  
 INCORPORATED )  
 )  
 Applicant. )

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SECOND MOTION ON CONSENT  
TO EXTEND DISCOVERY AND TESTIMONY DATES

The Applicant, through the law firm of Hovey Williams LLP, and with the consent of Opposer, hereby moves that the Board grant an additional sixty-day extension of the discovery and testimony periods as set forth in the Board's Order of May 13, 2004.

With the requested sixty-day extension of time for the discovery and testimony periods, the dates would be reset as follows:

Discovery	October 18, 2004
Testimony period for party in position of plaintiff to close: (Opening thirty days prior thereto)	January 16, 2005
Testimony period for party in position of defendant to close (Opening thirty days prior thereto)	March 17, 2005
Rebuttal testimony period to close (Opening fifteen days prior thereto)	May 1, 2005

I hereby certify that this document is being deposited with the United States Postal Service as first class mail in an envelope addressed to Hon. Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514 on this 21<sup>st</sup> day of July, 2004.

HOVEY WILLIAMS LLP

By *Tasuki Alwan*


07-26-2004

The parties seek this extension to allow time for settlement negotiations in this matter, as well as discovery should settlement not be reached.

This Motion on Consent was agreed to by counsel for Opposer in correspondence dated July 16, 2004.

Accordingly, it is requested that the discovery and testimony dates be reset as indicated above. This request is filed in triplicate.

Respectfully submitted,  
HOVEY WILLIAMS LLP

By   
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816/474-9050  
816/474-9057 Fax

Attorneys for Applicant

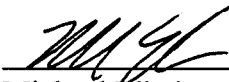
Opposition No. 91158673  
Serial No. 78182435

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of this Second Motion on Consent to Extend Discovery and Testimony Dates was mailed, first class, postage prepaid, this 21<sup>st</sup> day of July, 2004 to the following:

Mary Catherine Merz, Esq.  
MERZ & ASSOCIATES, P.C.  
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Oak Park, Illinois 60301

ATTORNEYS FOR OPPOSER

  
\_\_\_\_\_  
Michael Elbein

LAW OFFICES  
**Hovey Williams LLP**

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(ADMITTED IN OKLAHOMA ONLY)

July 21, 2004

**TTAB**

**VIA FIRST CLASS MAIL**

Asst. Commissioner for Trademarks - TTAB  
2900 Crystal Drive  
Arlington, Virginia 22202-3514

**Re: Trek Bicycle Corporation, Inc. v. Great Plains Manufacturing Inc.  
Opposition No. 91158673  
SECOND MOTION ON CONSENT TO EXTEND DISCOVERY AND TESTIMONY DATES**

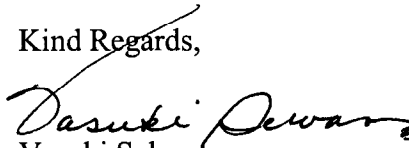
Dear Sir or Madam:

Enclosed please find the materials necessary for transmittal of Applicant's **SECOND MOTION ON CONSENT TO EXTEND DISCOVERY AND TESTIMONY DATES** regarding the above-referenced opposition.

1. Original and two copies of Applicant's **SECOND MOTION ON CONSENT TO EXTEND DISCOVERY AND TESTIMONY DATES** regarding the pending application for *TREKER*; and
2. A self-addressed stamped postal acknowledgment card.

Please do not hesitate to contact the undersigned at (816) 474-9051, Extension 386, if you have any questions.

Kind Regards,

  
Vasuki Selvan  
Trademark Specialist

Enclosures

07-26-2004

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