

ESTTA Tracking number: **ESTTA55209**

Filing date: **11/28/2005**

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

Proceeding.	91158743
Applicant	Defendant American Promotional Events, Inc. American Promotional Events, Inc. 4511 Helton Drive Florence, AL 35630
Other Party	Plaintiff Golden Gate Fireworks, Inc. ,

Motion for an Extension of Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 12/03/2005. American Promotional Events, Inc. requests that such date be extended for 60 days, or until 02/01/2006, and that all subsequent dates be reset accordingly. The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*
- *The discovery cut-off and testimonial period dates set forth in the Board's November 1, 2005 order effectively preclude the parties from conducting discovery depositions in this matter, and particularly expert discovery depositions. In particular, applicant American Promotional Events, Inc. is concerned that the December 3, 2005 discovery cut-off will prevent it from using any information obtained in opposer Golden Gate Fireworks, Inc.'s supplemental discovery production due on December 1 in depositions. See 37 CFR s 2.120(a); TBMP s 404.01.*

American Promotional Events, Inc. has secured the express consent of all other parties to this proceeding for the extension requested herein.

American Promotional Events, Inc. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,
/R. Prescott Sifton, Jr./
R. Prescott Sifton, Jr.
rsifton@blackwellsanders.com
rstitt@stklaw.com
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