

ESTTA Tracking number: **ESTTA38160**

Filing date: **07/11/2005**

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

Proceeding.	91158851
Applicant	Defendant CLUETT PEABODY RESOURCES CORPORATION CLUETT PEABODY RESOURCES CORPORATION 48 West 38 Street 8th Floor New York, NY 10018
Other Party	Plaintiff RETAIL ROYALTY COMPANY ,

Motion for an Extension of Time to Answer With Consent

CLUETT PEABODY RESOURCES CORPORATION's answer is currently due on 07/13/2005, and the close of discovery is currently set for 11/10/2005. CLUETT PEABODY RESOURCES CORPORATION requests that its time to answer be extended by 60 days from the current due date, or until 09/11/2005. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

CLUETT PEABODY RESOURCES CORPORATION has secured the express consent of all other parties to this proceeding for the extension requested herein.

CLUETT PEABODY RESOURCES CORPORATION 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,

/JMG/

James M. Gibson

jgibson@fchs.com

sgraber@whepatent.com

07/11/2005