

ESTTA Tracking number: **ESTTA47650**

Filing date: **10/06/2005**

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

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

### **Motion for an Extension of Discovery or Trial Periods With Consent**

The Close of Discovery is currently set to close on 12/10/2005. CLUETT PEABODY RESOURCES CORPORATION requests that such date be extended for 30 days, or until 01/09/2006, and that all subsequent dates be reset accordingly. The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

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 Facsimile or email (by agreement only) on this date.

Respectfully submitted,

/JMG/

James M. Gibson

[jgibson@fchs.com](mailto:jgibson@fchs.com)

[sgraber@whepatent.com](mailto:sgraber@whepatent.com)

10/06/2005