

ESTTA Tracking number: **ESTTA34773**

Filing date: **06/03/2005**

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

<b>Proceeding.</b>	91165005
<b>Applicant</b>	Defendant THE PEDS COMPANY THE PEDS COMPANY 2150 COUNTRY CLUB ROAD SUITE 221 WINSTON-SALEM, NC 27104
<b>Other Party</b>	Plaintiff KNIT-RITE, INC. KNIT-RITE, INC. 120 OSAGE AVENUE KANSAS CITY, KS 66105

### **Motion for an Extension of Time to Answer With Consent**

THE PEDS COMPANY's answer is currently due on 06/05/2005, and the close of discovery is currently set for 11/12/2005. THE PEDS COMPANY requests that its time to answer be extended by 60 days from the current due date, or until 08/04/2005. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

THE PEDS COMPANY has secured the express consent of all other parties to this proceeding for the extension requested herein.

THE PEDS COMPANY 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,  
/John L. Sullivan, Jr./  
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06/03/2005