

ESTTA Tracking number: **ESTTA53997**

Filing date: **11/18/2005**

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

<b>Proceeding.</b>	91165557
<b>Applicant</b>	Plaintiff R. Torre & Company  R. Torre & Company 233 E. Harris Avenue South San Francisco, CA 94080 UNITED STATES
<b>Other Party</b>	Defendant The Dannon Company, Inc. The Dannon Company, Inc. 120 White Plains Road Tarrytown, NY 10591

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

The Close of Discovery is currently set to close on 01/02/2006. R. Torre & Company requests that such date be extended for 90 days, or until 04/02/2006, and that all subsequent dates be reset accordingly. The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

R. Torre & Company has secured the express consent of all other parties to this proceeding for the extension requested herein.

R. Torre & 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,

/David S. D'Ascenzo/

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