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

Proceeding	91167763
Party	Plaintiff Mars, Incorporated
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Submission	Stipulated/Consent Motion to Extend
Filer's Name	Ross Panko
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Signature	/Ross Panko/
Date	06/24/2008
Attachments	Consented Motion to Extend.pdf (3 pages)(75925 bytes)

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

MARS, INCORPORATED,	:	
	:	
Opposer,	:	Opposition No.: 91/167,763
	:	
v.	:	Serial No.: 76/572,383
	:	
WALTON & POST, INC.,	:	Mark: COUNTRY BARN
	:	(& Design)
	:	
Applicant.	:	

CONSENTED MOTION TO EXTEND TIME TO ANSWER NOTICE OF OPPOSITION

Per the instruction of the interlocutory attorney, Michael B. Adlin, via phone on June 24, 2008, the parties hereto, by and through undersigned counsel, and subject to the approval of the Board, stipulate and agree that the time within which Applicant, Walton & Post, Inc., shall respond to the Notice of Opposition of Opposer, Mars, Incorporated, be, and upon approval of this stipulation is, extended indefinitely pending the Board's granting of Applicant's Agreed Motion to Amend Application Serial No. 76/572,383 ("Motion"), which was filed on June 23, 2008, and the subsequent entry of the Applicant's requested amendment to said application by the United States Patent and Trademark Office ("Office").

This extension of time is requested because the parties have executed a settlement agreement by which Opposer shall withdraw the Notice of Opposition without prejudice upon the Office's entry of the Applicant's requested amendment to Application Serial No. 76/572,383. As discussed with the interlocutory attorney, the parties are concerned that the Board may not be able to review Applicant's Motion, and/or that the Office may not be able to enter Applicant's

requested amendment, prior to Applicant's deadline to answer on June 27, 2008. As such, the parties hereby request an indefinite extension of Applicant's deadline to answer pending the Board's granting of Applicant's Motion and the subsequent entry of the Applicant's requested amendment to its application by the Office.

Respectfully submitted,

WALTON & POST, INC.

Dated: 6-24-08

By: Meredith Frank
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Dated: 6-24-08

Attorneys for Opposer

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing CONSENTED MOTION TO EXTEND TIME TO ANSWER NOTICE OF OPPOSITION has been served upon Applicant's counsel, John Cyril Malloy, III and Meredith A. Frank, Malloy & Malloy, P.A. 2800 S.W. 3rd Street, Miami, Florida, this 24th day of June 2008 marked first class mail, postage prepaid.

A handwritten signature in black ink, appearing to be "M. Malloy", is written above a horizontal line. The signature is cursive and stylized.