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

Proceeding	91169081
Party	Plaintiff Owens-Corning Fiberglas Technology Inc.
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Submission	Motion to Extend
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Date	11/23/2007
Attachments	m to extend.pdf (3 pages)(56317 bytes)

**UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Ser. No. 78/527,569 (PROTECTED BY PINK)
Published in the *Official Gazette* of August 9, 2005 at TM 129 in International Classes 1 and 35.

OWENS-CORNING FIBERGLAS)	
TECHNOLOGY, INC.)	
)	
Opposer,)	Opposition No. 91169081
)	
v.)	
)	
GLOTELL PRODUCTS, INC.)	
)	
Applicant.)	

**OWENS-CORNING FIBERGLAS TECHNOLOGY, INC'S
MOTION TO EXTEND THE DISCOVERY PERIOD.**

Opposer, Owens-Corning Fiberglas Technology, Inc. ("Owens-Corning"), asks the Board to extend the discovery deadline, currently set for November 23, 2007, and subsequent deadlines by sixty (60) days, resulting in the following amended schedule:

Discovery period to close:	January 22, 2008
30-day testimony period for party in position of plaintiff to close:	April 21, 2008
30-day testimony period for party in position of defendant to close:	June 20, 2008
15-day rebuttal testimony period for plaintiff to close:	August 4, 2008

As grounds for this motion, Opposer states:

1. This is Owens-Corning's first unconsented request for an extension of time in this proceeding.

2. Glotell has not responded substantive to any of Opposer's outstanding discovery requests. Owens-Corning thus is also today filing a motion to compel, and requests this additional time to obtain the discovery that Applicant has been shirking since the onset of this proceeding.

3. The parties have been in settlement negotiations off an on throughout this proceeding, with the latest exchanges of settlement proposals occurring over the last fourteen weeks. When the parties' counsel last discussed the possibility of settlement on October 16, 2007, the parties' counsel agreed to extend the discovery period to the current deadline so that Glotell could consider Owens-Corning's latest settlement demand. Glotell's counsel, however, never responded. Settlement negotiations have impeded discovery efforts. Now that settlement negotiations appear to have failed, Owens-Corning asks that the Board grant it more time to pursue discovery from Glotell.

WHEREFORE, Owens-Corning, respectfully requests that the Board extend the discovery and subsequent periods in this proceeding for sixty (60) days.

Dated: November 23, 2007

Respectfully submitted,

PATTISHALL, McAULIFFE, NEWBURY,
HILLIARD & GERALDSON LLP

By: 

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Owens-Corning Fiberglas Technology, Inc.'s Motion to Extend the Discovery Period** has been served upon Applicant through its counsel of record, Bridget Hoy, Lewis Rice & Fingersh, L.C., 500 N. Broadway, Suite 2000, St. Louis, Missouri 63102, by electronic service and first-class mail, postage prepaid, this 23rd day of November, 2007.

PATTISHALL, MCAULIFFE, NEWBURY,
HILLIARD & GERALDSON LLP

Dated: November 23, 2007

By:  _____