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

Proceeding	91169654
Party	Defendant Neways, Inc.
Correspondence Address	John C Stringham Workman Nydegger 1000 Eagle Gate Twr, 60 E South Temple Salt Lake City, UT 84111 UNITED STATES rphillips@wnlaw.com, scourdy@wnlaw.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Robyn L. Phillips
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Signature	/Robyn L. Phillips/
Date	01/31/2008
Attachments	024 stip mot to extend.pdf (3 pages)(76851 bytes)

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

In the matter of Trademark Application Nos. 78/490,974 and 78/490,954
Published in the Official Gazette of September 13, 2005
Filing Date: September 28, 2004
For the Mark: **RESURRECTION BIOMIST** and
NEWAYS RESURRECTION BIOMIST

VISUAL CHANGES SKIN CARE)	
INTERNATIONAL, INC.)	
)	STIPULATED MOTION FOR
Opposer,)	EXTENSION OF DISCOVERY AND
)	TESTIMONY PERIODS AND
v.)	EXTENSION OF TIME TO FILE
)	ANSWER
NEWAYS, INC.,)	Opposition No. 91169654
Applicant.)	- consolidated with -
)	Opposition No. 91169655

Applicant Neways, Inc. and Opposer Visual Changes Skin Care International, Inc. respectfully move for a thirty (30) day extension of the discovery and testimony periods. The parties have also stipulated for a thirty (30) day extension of time for Applicant to Answer the Notice of Opposition in each of the above Oppositions. As a result, Applicant's Answer or responsive pleading in each opposition will now be due March 1, 2008.

This extension is necessary to allow the parties to continue to discuss the settlement proposal which has been exchanged and to continue with the negotiations relating to potential terms of settlement. Counsel for both parties believe that these discussions are worthwhile and have the potential to resolve the present action.

Opposer's counsel has been contacted regarding the present stipulation and the undersigned certifies that all counsel agree to the new dates set forth below. Applicant's attorney has been authorized to submit this document on behalf of, and with the consent of, both parties to this Opposition proceeding.

Discovery Period is to close:	July 18, 2008
Testimony Period for Party in Position of Plaintiff to Close (Opening thirty days prior thereto)	October 16, 2008
Testimony Period for Party in Position of Defendant to Close (Opening thirty days prior thereto)	December 15, 2008
Rebuttal Testimony Period to Close (Opening fifteen days prior thereto)	January 29, 2009

DATED this 31st day of January, 2008.

Respectfully submitted,

/Robyn L. Phillips/
John C. Stringham, Reg. No. 40,831
Robyn L. Phillips, Reg. No. 39,330

WORKMAN | NYDEGGER
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ATTORNEYS FOR APPLICANT
NEWAYS, INC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **STIPULATED MOTION FOR EXTENSION OF DISCOVERY AND TESTIMONY PERIODS AND EXTENSION OF TIME TO FILE ANSWER** was served on Opposer via facsimile and by mailing a true copy thereof to its attorney of record by First Class Mail, postage prepaid this 31st day of January, 2008, in an envelope addressed as follows:

Mark D. Miller
Robert W. Branch
KIMBLE, MACMICHAEL & UPTON
5260 N. Palm Avenue, Suite 221
Fresno, CA 93704

/Robyn L. Phillips/

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