

ESTTA Tracking number: **ESTTA89735**

Filing date: **07/13/2006**

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

Proceeding.	91170341
Applicant	Defendant Candwich Food Corporation
Other Party	Plaintiff ConAgra Brands, Inc.

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

Candwich Food Corporation's answer is currently due on 07/21/2006, and the close of discovery is currently set for 10/29/2006. Candwich Food Corporation requests that its time to answer be extended by 60 days from the current due date, or until 09/19/2006. The grounds for applicant's request are as follows:

- *Applicant needs additional time to investigate the claim*
- *The parties are discussing settlement*

Candwich Food Corporation has secured the express consent of all other parties to this proceeding for the extension requested herein.

Candwich Food Corporation 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 First Class Mail on this date.

Respectfully submitted,  
/Julie K. Morriss/  
Julie K. Morriss  
morriss@utahpatents.com  
kdouglas@mcgrathnorth.com  
07/13/2006