

ESTTA Tracking number: **ESTTA186330**

Filing date: **01/14/2008**

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

Proceeding.	91170764
Applicant	Defendant T.C. Pharmaceutical Industries Co., Ltd.
Other Party	Plaintiff Vitamin World, Inc.

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

The Close of Discovery is currently set to close on 01/15/2008. T.C. Pharmaceutical Industries Co., Ltd. requests that such date be extended for 60 days, or until 03/15/2008, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 03/15/2008  
Thirty-day testimony period for party in position of plaintiff to close : 06/13/2008  
Thirty-day testimony period for party in position of defendant to close : 08/12/2008  
Fifteen-day rebuttal testimony period to close : 09/26/2008

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

T.C. Pharmaceutical Industries Co., Ltd. has secured the express consent of all other parties to this proceeding for the extension requested herein.

T.C. Pharmaceutical Industries Co., Ltd. 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,  
/Everett E. Fruehling/  
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