

ESTTA Tracking number: **ESTTA158241**

Filing date: **08/22/2007**

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

Proceeding.	91173267
Applicant	Plaintiff 4273371 Canada Inc.
Other Party	Defendant Topline Corporation, The

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

The Close of Discovery is currently set to close on 08/22/2007. 4273371 Canada Inc. requests that such date be extended for 60 days, or until 10/21/2007, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 10/21/2007  
Thirty-day testimony period for party in position of plaintiff to close : 01/19/2008  
Thirty-day testimony period for party in position of defendant to close : 03/19/2008  
Fifteen-day rebuttal testimony period to close : 05/03/2008

The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*

4273371 Canada Inc. has secured the express consent of all other parties to this proceeding for the extension requested herein.

4273371 Canada Inc. 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,

/Paul Fields/

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08/22/2007