



TTAB

R-5805

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

| | | |
|--------------------------|---|---------------------------|
| UPCOMING TM S.A., | : | |
| | : | |
| Opposer, | : | |
| | : | |
| v. | : | 77/009, 727 |
| | : | |
| A & N Enterprises L.L.C. | : | Opposition No. 91/181,262 |
| | : | |
| Applicant. | : | |

MOTION FOR AN EXTENSION OF TRIAL DATES

Opposer, UPCOMING TM S.A., hereby moves the Trademark Trial and Appeal Board for an extension of all trial dates in this opposition proceeding. This motion is not made for the purpose of delay, and Opposer submits that there is good cause for the motion.

Opposer requests this extension because there are discovery issues which have yet to be resolved by the parties. Each party has discovery concerns which must be resolved prior to testimony, either by resolution by the parties, or through motion to compel.

Accordingly, Opposer submits that there is good cause for an extension of the trial dates, and requests that the Board


12-02-2008

Opposition No. 91/181,262
Motion for an Extension of Trial Dates

extend all trial dates in this proceeding by thirty (30) days.

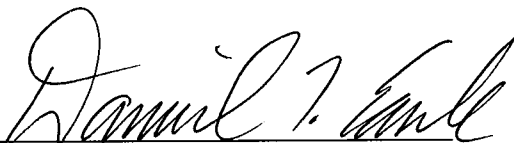
With this extension, the trial dates will be as follows:

| | |
|--|-----------------|
| Plaintiff's Pretrial Disclosures: | January 1, 2009 |
| Plaintiff's 30-day Trial Period Ends: | Feb. 15, 2009 |
| Defendant's Pretrial Disclosures: | March 2, 2009 |
| Defendant's 30-day Trial Period Ends: | April 16, 2009 |
| Plaintiff's Rebuttal Disclosures: | May 1, 2009 |
| Plaintiff's 15-day Rebuttal Period Ends: | May 31, 2009 |

Respectfully submitted,

UPCOMING TM S.A.

Date: Dec. 2, 2008

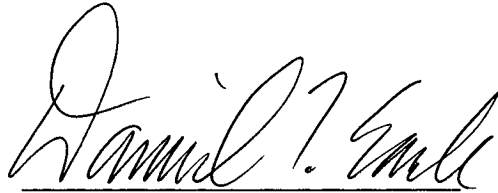
By: 
James E. Shlesinger
Daniel T. Earle
Attorneys for Opposer
SHLESINGER, ARKWRIGHT & GARVEY LLP
1420 King Street, Suite 600
Alexandria, Virginia 22314
(703) 684-5600

mr

Opposition No. 91/181,262
Motion for an Extension of Trial Dates

CERTIFICATE OF SERVICE

I, Daniel T. Earle, Attorney for Opposer, do hereby certify that this MOTION FOR AN EXTENSION OF TRIAL DATES has been served upon Applicant by mailing a copy thereof by prepaid first class mail to William C. Wright, Epstein Drangel Bazerman & James, LLP, 60 E. 42nd Street, Room 820, New York, New York 10165-0820, this 2nd day of December, 2008.

A handwritten signature in cursive script that reads "Daniel T. Earle". The signature is written in black ink and is positioned above a horizontal line.

Daniel T. Earle