

ESTTA Tracking number: **ESTTA189145**

Filing date: **01/28/2008**

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

Proceeding	91181344
Party	Defendant Spongex, LLC
Correspondence Address	NEAL WOLGIN KENNEDY COVINGTON LOBDELL & HICKMAN LLP 214 N. TRYON STREET HEARST TOWER ? 47TH FLOOR CHARLOTTE, NC 28202-2137 UNITED STATES
Submission	Motion to Extend
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Signature	s/Allison G. Runge/
Date	01/28/2008
Attachments	Motion to Extend Time To File Answer_doc.pdf (3 pages)(36111 bytes)

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

In the Matter of Application Serial No. 77/145869
For the Mark: COOSHIE
Published in the Official Gazette: October 2, 2007

DIANA DOLLS FASHIONS, INC.,)	
)	
Opposer,)	
)	
v.)	Opposition No. 91181344
)	
SPONGEX, LLC)	
)	
Applicant.)	
)	

Motion to Extend Time to File Answer

Pursuant to TBMP Rule 310.03(c), the applicant, Spongex, LLC, (“Applicant”), through its undersigned counsel, hereby respectfully requests that its time to answer or otherwise plead in response to the Notice of Opposition in this case be extended 30 days through and including February 26, 2008. The Applicant's counsel needs additional time to evaluate the allegations in the Notice of Opposition and to confer with the Applicant regarding the same, before answering or otherwise pleading in response to the Opposition. The requested extension of 30 days will not cause the time for answering the Notice of Opposition to extend beyond the close of discovery, whereby the requested extension is in compliance with TBMP Rule 310.03(c). Because the period in which Applicant must timely file its Answer was due to expire on Sunday, January 27, 2008, the filing of this motion on January 28, 2008 is timely under Rule 6(a) of the Federal Rules

of Civil Procedure. Applicant has made no other requests for extension of time to file its Answer in the above Opposition.

Applicant has attempted but has been unable to reach counsel for Opposer to determine if Opposer is opposed to this extension.

This the 28th day of January 2008.

Respectfully submitted,

s/Allison G. Runge/

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Motion to Extend Time to File Answer and Receipt of Filing was served by U.S. Mail, first-class, postage prepaid, addressed as follows:

Lucy B. Arant, Esq.
Mitchell Silberberg & Knupp, LLP
11377 W. Olympic Boulevard
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This the 28th day of January, 2008.

s/Allison G. Runge/
Allison G. Runge