

ESTTA Tracking number: **ESTTA321053**

Filing date: **12/09/2009**

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

Proceeding.	91183677
Applicant	Plaintiff Foodarama Incorporated
Other Party	Defendant MIP METRO Group Intellectual Property Gm bH & Co. KG

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

The Close of Discovery is currently set to close on 12/25/2009. Foodarama Incorporated requests that such date be extended for 90 days, or until 03/25/2010, and that all subsequent dates be reset accordingly.

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	CLOSED
Expert Disclosure Due :	02/23/2010
Discovery Closes :	03/25/2010
Plaintiff's Pretrial Disclosures :	05/09/2010
Plaintiff's 30-day Trial Period Ends :	06/23/2010
Defendant's Pretrial Disclosures :	07/08/2010
Defendant's 30-day Trial Period Ends :	08/22/2010
Plaintiff's Rebuttal Disclosures :	09/06/2010
Plaintiff's 15-day Rebuttal Period Ends :	10/06/2010

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Foodarama Incorporated has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Foodarama Incorporated 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,  
/SWJ/

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12/09/2009