

ESTTA Tracking number: **ESTTA258595**

Filing date: **01/05/2009**

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

Proceeding	91186037
Party	Defendant NAC Foods, Inc.
Correspondence Address	NAC Foods, Inc. 235 COMMERCIAL AVENUE PALISADES PARK, NJ 07650-1109 UNITED STATES mboyce@mccarter.com, rsmith@mccarter.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Robert W. Smith
Filer's e-mail	mboyce@mccarter.com
Signature	/Robert W. Smith/
Date	01/05/2009
Attachments	SWH v. NAC Food Extend Answer.pdf (1 page)(36909 bytes)

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

-----X
SWH Corporation :
 Plaintiff : Opposition No. 91186037
 v. :
NAC Foods, Inc. :
 Defendant :
-----X

MOTION FOR AN EXTENSION OF TIME TO ANSWER WITH CONSENT

The Defendant's Time to Answer is currently set to close on 01/04/2009. NAC Foods, Inc. requests that such date be extended for 15 days, or until 01/19/2009.

The grounds for this request are that the parties are engaged in settlement discussions.

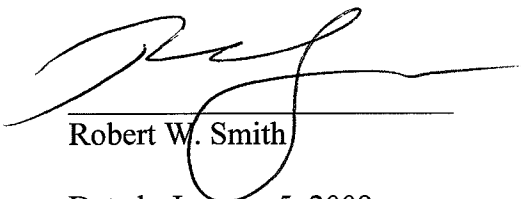
NAC Foods, Inc. has secured the express consent of all other parties to this proceeding for the extension requested herein.

NAC Foods, Inc. has provided an email 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 of record by email (by agreement only) on this date.

Respectfully submitted,



Robert W. Smith

Dated: January 5, 2009

mboyce@mccarter.com (Defendant email)
wholdach@vorys.com (Plaintiff email)