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

Proceeding	91188894
Party	Defendant Dakar, Sonya
Correspondence Address	KIA KAMRAN, ESQ. KIA KAMRAN, ATTORNEY AT LAW 10880 WILSHIRE BLVD STE 2070 LOS ANGELES, CA 90024-4101 kia@tunelaw.com
Submission	Other Motions/Papers
Filer's Name	Michael R. Morris
Filer's e-mail	mrm@vrmlaw.com
Signature	/Michael R. Morris/
Date	03/30/2009
Attachments	Motion for An Extension of Time to Answer.pdf (5 pages)(137760 bytes)

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

In the matter of Application Serial No. 77/482,766
MARK: BEAUTY BOOT CAMP
Published in the Official Gazette of October 21, 2008 at
Page TM 310

philosophy, inc., an Arizona corporation
Opposer,

vs.

Opposition No. 91188894

SONYA DAKAR, an individual,

Applicant

MOTION FOR AN EXTENSION OF TIME TO ANSWER

The time to answer is currently set to close on March 30, 2009. Applicant, SONYA DAKAR, moves that such date be extended for thirty (30) days until April 29, 2009 and that all subsequent dates be reset accordingly as follows:

Time to Answer	4/29/2009
Deadline for Discovery Conference	5/29/2009
Discovery Opens	5/29/2009
Initial Disclosures Due	6/29/2009
Expert Disclosures Due	10/25/2009
Discovery Closes	11/24/2009
Plaintiff's Pretrial Disclosures	1/8/2010
Plaintiff's 30-day Trial Period Ends	2/24/2010

Defendant's Pretrial Disclosures	3/8/2010
Defendant's 30-day Trial Period Ends	4/25/2010
Plaintiff's Period Disclosures	5/9/2010
Plaintiff's 15-day Rebuttal Period Ends	6/9/2010

As grounds for this motion, Applicant hereby alleges the following:

1. On March 27, 2009, Applicant engaged Michael R. Morris, Esq. and the law firm of Valensi Rose, PLC as subsequent counsel in this matter. On March 30, 2009, an Appearance of Counsel/Power of Attorney was filed with the United Patent and Trademark Office;

2. On March 27, 2009, Applicant's new counsel, Michael R. Morris sent an e-mail to Opponent's counsel of record, Albert L. Underhill informed that Applicant will be abandoning its trademark application as to International Class 003. A true and correct copy of the email from Mr. Morris and the reply from Mr. Underhill dated March 30, 2009 is attached hereto as Exhibit "A."

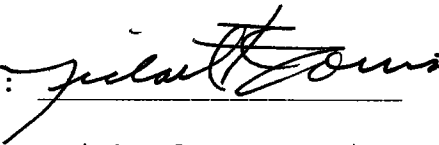
3. Applicant believes this case will settle on the basis set forth in Exhibit "A," and that following the extension of time sought in this motion, that either a Consent Motion to Suspend for Settlement to be filed or this matter will be settled.

4. Opposer's counsel, Albert Underhill, has consented to an extension of time to answer of fourteen (14) days, but has not consented to the resetting of the subsequent dates.

Based upon the foregoing, the Applicant requests that this motion for an extension of time to answer be granted, as set forth above, and if not, then the time to answer be extended for at least 14 days pursuant to the consent of Opposer's counsel.

Respectfully submitted,

VALENSI ROSE, PLC

By: 

Michael R. Morris
2029 Century Park East
Suite 2050
Los Angeles, CA 90067
Tel: (310) 277-8011
Attorneys for Applicant
Sonya Dakar

Michael R. Morris

From: Underhill, Albert [aunderhill@swlaw.com]
Sent: Monday, March 30, 2009 7:22 AM
To: Michael R. Morris
Subject: Re: Beauty Boot Camp - Notice of Opposition

I will forward your proposal and get back to you as soon as possible.

From: Michael R. Morris <Mrm@vrmlaw.com>
To: Underhill, Albert
Sent: Fri Mar 27 18:19:46 2009
Subject: Beauty Boot Camp - Notice of Opposition

Dear Mr. Underhill,

I have been engaged to resolve the dispute in which you have filed Opposition No. 91188894 to the Trademark Application bearing Serial No. 91188894 as to IC 003 based on your client's existing mark Boot Camp in the same class. I propose we settle the matter based on the applicant for the "Beauty Boot Camp" mark amending that application to delete IC 003, with you confirming that your opposition is limited to IC 003, and your client has no objection to the registration of the "Beauty Boot Camp" mark in IC 005 and IC 032.

Since a reply is due on Monday to your opposition, let me know if this is acceptable (I apologize for this late email, but was only engaged today).

I look forward to hearing from you.

Michael R. Morris

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Michael R. Morris
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Los Angeles, CA 90067
Main Number: (310) 277-8011
Fax: (310) 277-1706
E-mail: mrm@vrmlaw.com
Web: www.vrmlaw.com

EXHIBIT "A"

3/30/2009


Application Serial No. 77/482, 766

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing **MOTION FOR AN EXTENSION OF TIME TO ANSWER** was served on counsel for opposer by e-mail and mailing the same on March 30, 2009 in a postage paid wrapper addressed as follows:

Albert L. Underhill
Snell & Wilmer, LLP
400 E. Van Buren
Phoenix, AZ 85005-2202

Date: March 30, 2009


MICHAEL R. MORRIS
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