

ESTTA Tracking number: **ESTTA299507**

Filing date: **08/06/2009**

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

Proceeding	91189078
Party	Defendant TOUCANO URBANO SRL
Correspondence Address	Donna J. Bunton Nixon & Vanderhye, P.C. 901 North Glebe Road, 11th Floor Arlington, VA 22203 UNITED STATES nixonptomail@nixonvan.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Donna J. Bunton
Filer's e-mail	nixonptomail@nixonvan.com
Signature	/Donna J. Bunton/
Date	08/06/2009
Attachments	int3F.PDF (3 pages)(415024 bytes)

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

In Re Application Serial No. 79/030,834)	Atty. Ref.: 3687-202
)	
KELLOGG NORTH AMERICA COMPANY)	
)	
Opposer)	Opposition No. 91189078
)	
v.)	
)	
TUCANO URBANO SRL)	
)	
Applicant)	

**CONSENTED MOTION FOR EXTENSION OF TIME TO ANSWER NOTICE
OF OPPOSITION AND FOR EXTENSION OF DISCOVERY AND TRIAL PERIODS**

Applicant, Tucano Urbano SRL, moves, with the consent of Opposer's counsel, for a further two-month extension of time to answer the Notice of Opposition and for a 60-day extension of the discovery and trial deadlines, as follows:

Time To Answer	10/12/2009
Deadline for Discovery Conference	11/11/2009
Discovery Opens	11/11/2009
Initial Disclosures Due	12/11/2009
Expert Disclosures Due	4/08/2010
Discovery Closes	5/10/2010
Plaintiff's Pretrial Disclosures	6/25/2010
Plaintiff's 30-day Trial Period Ends	8/06/2010
Defendant's Pretrial Disclosures	8/21/2010

Defendant's 30-day Trial Period Ends 10/07/2010

Plaintiff's Rebuttal Disclosures 10/22/2010

Plaintiff's 15-day Rebuttal Period Ends 10/21/2010

The extension is requested in order to provide additional time for the parties to continue the discussion of possible settlement term in an effort to resolve this matter without the need to continue with the opposition proceeding.

Counsel for Opposer consented to this extension.

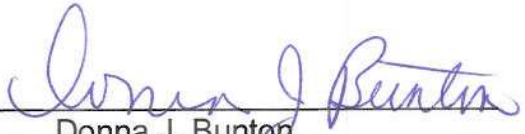
TUCANO URBANO SRL

Dated: August 6, 2009

By: Donna J. Bunton
Donna J. Bunton
Attorney for Defendant
NIXON & VANDERHYE P.C.
901 North Glebe Road, 11th Floor
Arlington, Virginia 22203
(703) 816-4003

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consented Motion for Extension of Time to Answer and Discovery and Trial Periods was served upon Opposer via email at trademarks@kellogg.com this 6th day of August, 2009:



Donna J. Bunton