

ESTTA Tracking number: **ESTTA395898**

Filing date: **03/02/2011**

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

Proceeding	91192547
Party	Plaintiff Couch/Braunsdorf Affinity, Inc.
Correspondence Address	PHILIP A JONES BRINKS HOFER GILSON & LIONE NBC TOWER-SUITE 3600, 455 NORTH CITYFRONT PLAZA DRIVE CHICAGO, IL 60611-5599 UNITED STATES pjones@brinkshofer.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Joshua S. Frick
Filer's e-mail	officeactions@brinkshofer.com
Signature	/Joshua S. Frick/
Date	03/02/2011
Attachments	2011-03-02 - Consented Motion for extension of discovery and trial dates.pdf (3 pages)(15817 bytes)

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

COUCH/BRAUNSDORF AFFINITY, INC.,	:		
	:	Opposition No.	91/192,547
Opposer,	:		
	:	Marks:	PERKSTREET &
v.	:		PERKSTREET
	:		FINANCIAL
Perkstreet Financial, Inc.	:		
	:	Ser. Nos.	77/673,497
Applicant.	:		77/673,499

**MOTION FOR AN EXTENSION OF
DISCOVERY AND TRIAL DATES WITH CONSENT**

Opposer, Couch/Braunsdorf Affinity, Inc., hereby moves the Board for a thirty (30) day extension of time for all the dates in this proceeding including all the discovery and trial dates. The parties have discussed possible resolution of this matter and need more time to investigate the same before moving forward with this proceeding. Specifically, the parties have exchanged settlement offers and appear to have reached an agreement on five out of the seven proposed general terms. The remaining open issues address the scope of the use of the marks at issue. The parties hope to finalize settlement within the next sixty (60) days.

This motion is not made for purposes of delay. Susan M. Mulholland, Esq., counsel for Applicant, consented to this motion by e-mail on March 2, 2011.

The current dates and requested dates are set forth below:

	Current Date	Requested Date
Initial Disclosures Due	March 2, 2011	April 1, 2011
Expert Disclosures Due	June 30, 2011	July 30, 2011
Discovery Closes	July 30, 2011	August 29, 2011
Plaintiff's Pretrial Disclosures	September 13, 2011	October 13, 2011
30-Day Testimony Period for Plaintiff's Testimony to Close	October 28, 2011	November 27, 2011

	Current Date	Requested Date
Defendant/Counterclaim Plaintiff's Pretrial Disclosures	November 12, 2011	December 12, 2011
30-day Trial Period for Defendant and Plaintiff in the Counterclaim :	December 27, 2011	January 26, 2012
Counterclaim Defendant's and Plaintiff's Rebuttal Disclosures Due :	January 11, 2012	February 10, 2012
30-day Trial Period for Counterclaim Defendant and Rebuttal Testimony as Plaintiff Ends:	February 25, 2012	March 26, 2012
Counterclaim Plaintiff's Rebuttal Disclosures Due:	March 11, 2012	April 10, 2012
15-day Rebuttal Period for Counterclaim Plaintiff Ends :	April 10, 2012	May 10, 2012
Plaintiff's Trial Brief Due	June 9, 2012	July 9, 2012
Defendant's Trial Brief and Plaintiff in Counterclaim Due	July 9, 2012	August 8, 2012
Brief for Defendant in Counterclaim and Reply Brief, if any, for Plaintiff Due	August 8, 2012	September 7, 2012
Reply Brief, if any, for Plaintiff in the Counterclaim Due	August 23, 2012	September 22, 2012

Respectfully submitted,

Date: March 2, 2011

By: /Joshua S. Frick/

Philip A. Jones
Joshua S. Frick
BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, Illinois 60610
(312) 321-4200

Attorneys for Opposer

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing **MOTION FOR AN EXTENSION OF DISCOVERY AND TRIAL DATES WITH CONSENT** was served on opposing counsel via e-mail on this 2nd day of March, 2011 addressed as follows:

Susan M. Mulholland.
Gesmer Updegrove LLP
40 Broad St.
Boston, MA 02109-4316
trademarks@gesmer.com
Susan.Mulholland@gesmer.com

/Joshua S. Frick/