ESTTA Tracking number: **ESTTA452718**

Filing date: **01/24/2012**

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

Proceeding	91192865
Party	Plaintiff BBY Solutions, Inc.
Correspondence Address	CHARLES S BAKER FULBRIGHT & JAWORSKI LLP 1301 MCKINNEY , SUITE 5100 HOUSTON, TX 77010 UNITED STATES mmetteauer@fulbright.com, aotrademark@fulbright.com, tleibovitz@fulbright.com, csbaker@fulbright.com, almorgan@fulbright.com, kpfertner@fulbright.com
Submission	Motion to Extend
Filer's Name	Charles S. Baker
Filer's e-mail	aotrademark@fulbright.com, mmetteauer@fulbright.com, csbaker@fulbright.com, kpfertner@fulbright.com
Signature	/Charles S. Baker/
Date	01/24/2012
Attachments	Motion to Extend.pdf (3 pages)(383002 bytes)

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

	§	
BBY Solutions, Inc.,	§	
	§	Opposition No.: 91192865
Opposer,	§	Opposition No.: 91196671
	§	Opposition No.: 91197279
v.	§	Opposition No.: 91197407
	§	Opposition No.: 91198703
Sears Brands, LLC,	§	Opposition No.: 91198704
	§	Opposition No.: 91199701
Applicant.	§	Opposition No.: 91199775

MOTION TO EXTEND DISCOVERY AND TRIAL DEADLINES WITH CONSENT

BBY Solutions, Inc. ("BBY Solutions") hereby moves to extend the discovery and trial deadlines by sixty (60) days pursuant to 37 CFR § 2.120(a) and TBMP § 509. BBY Solutions requests all deadlines be extended as follows:

Expert Disclosures Due	03/28/2012
Discovery Closes	04/27/2012
Plaintiff's Pretrial Disclosures	06/11/2012
Plaintiff's 30-day Trial Period Ends	07/26/2012
Defendant's Pretrial Disclosures	08/10/2012
Defendant's 30-day Trial Period Ends	09/24/2012
Plaintiff's Rebuttal Disclosures	10/09/2012
Plaintiff's 15-day Rebuttal Period Ends	11/08/2012

The grounds for this request are as follows:

The parties are presently negotiating the terms of a settlement. The parties have made progress in negotiating a written settlement agreement and are presently discussing the remaining terms of that agreement. The further suspension is requested in order to allow the parties to continue these discussions. The parties anticipate that the terms of settlement agreement can be finalized within the next month. The parties have each served interrogatories, requests for production and requests for admission and the parties have responded to these discovery requests.

Best Buy has secured the express consent of all other parties to this proceeding for the extension requested herein.

Best Buy 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.

Date: January 24, 2012

Respectfully submitted,

Charles S. Baker
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ATTORNEY FOR BBY SOLUTIONS, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing MOTION TO EXTEND DISCOVERY AND TRIAL DEADLINES WITH CONSENT has been served on Mark R. Galis by mailing said copy on January 24, 2012 via First Class Mail, postage prepaid to:

Kevin J. O'Shea
Mark R. Galis
Greenberg Traurig, LLP
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