

ESTTA Tracking number: **ESTTA400627**

Filing date: **03/30/2011**

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

Proceeding	91195892
Party	Defendant Michelle Chow
Correspondence Address	PETER J. GLUCK LUCE FORWARD HAMILTON & SCRIPPS LLP 2050 MAIN STREET, SUITE 200 IRVINE, CA 92614-8217 UNITED STATES
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Marlan D. Walker
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Signature	/marlan d. walker/
Date	03/30/2011
Attachments	DiscoveryExtensionRequest.pdf ( 3 pages )(270625 bytes )

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

3 In re Trademark Application of:

4 Application No.: 77/734,326

5 Filed: May 11, 2009

6 Mark: YUMMY MEDICINE

7 Applicant: Michelle Chow

8 Hero Nutritional Products, LLC,

9 Opposer,

10 v.

11 Michelle Chow,

12 Applicant

Opposition No. 91195892

**STIPULATED REQUEST FOR  
EXTENSION OF DISCOVERY  
PERIODS**

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14 Applicant respectfully requests that the Trademark Trial and Appeal Board  
15 grant an extension of the discovery periods in the above-identified opposition. The  
16 new scheduling dates would be as follows:

17 Discovery Closes	7/10/2011
18 Plaintiff's Pretrial Disclosures	8/24/2011
19 Plaintiff's 30-day Trial Period 20 Ends	10/8/2011
21 Defendant's Pretrial Disclosures	10/23/2011
22 Defendant's 30-day Trial Period Ends	12/7/2011
23 Plaintiff's Rebuttal Disclosures	12/22/2011
24 Plaintiff's 15-day Rebuttal Period 25 Ends	1/21/2012

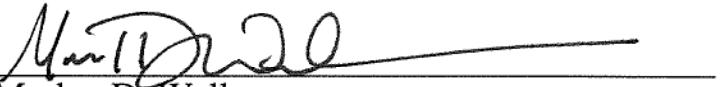
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27 This request is intended to provide an extension for Opposer and the  
28 Applicant to continue settlement negotiations. Counsel for the Opposer, Paul N.

1 Tauger stipulated and agreed to the foregoing in counsel's correspondence dated  
2 March 24, 2011.

3  
4 DATED: March 30, 2011

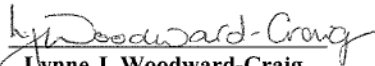
Respectfully submitted,

5 LUCE, FORWARD, HAMILTON & SCRIPPS LLP

6  
7 By:   
8 Marlan D. Walker  
Attorneys for Applicant

9  
10 CERTIFICATE UNDER 37 C.F.R. § 1.10

11 I hereby certify that the foregoing STIPULATED REQUEST FOR EXTENSION OF DISCOVERY PERIODS is being  
12 transmitted via EFS to The United States Patent and Trademark Trial and Appeal Board, on March 30, 2011.

13   
14 Lynne J. Woodward-Craig

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**CERTIFICATE OF SERVICE**

Opposition No. 91195892

On March 30, 2011, I served true copies of the following document(s) described as **STIPULATION REQUEST FOR EXTENSION OF DISCOVERY PERIODS** on the interested parties in this action as follows:

Paul N. Tauger  
Hero Nutritional Products, LLC  
991 Calle Negocia  
San Clemente, CA 92673

**BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the person at the address listed above and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with Luce, Forward, Hamilton & Scripps LLP's practice for collecting and processing correspondence for mailing. On the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on March 30, 2011, at Irvine, California.

  
\_\_\_\_\_  
Lynne Woodward-Craig

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