

ESTTA Tracking number: **ESTTA447823**

Filing date: **12/22/2011**

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

Proceeding.	91201189
Applicant	Defendant Fancy Foods, Inc
Other Party	Plaintiff Martin International Corporation

## Motion for an Extension of Answer or Discovery or Trial Periods With Consent

The Defendant's Time to Answer is currently set to close on 12/24/2011. Fancy Foods, Inc requests that such date be extended for 30 days, or until 01/23/2012, and that all subsequent dates be reset accordingly.

Time to Answer :	01/23/2012
Deadline for Discovery Conference :	02/22/2012
Discovery Opens :	02/22/2012
Initial Disclosures Due :	03/23/2012
Expert Disclosure Due :	07/21/2012
Discovery Closes :	08/20/2012
Plaintiff's Pretrial Disclosures :	10/04/2012
Plaintiff's 30-day Trial Period Ends :	11/18/2012
Defendant's Pretrial Disclosures :	12/03/2012
Defendant's 30-day Trial Period Ends :	01/17/2013
Plaintiff's Rebuttal Disclosures :	02/01/2013
Plaintiff's 15-day Rebuttal Period Ends :	03/03/2013

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Fancy Foods, Inc has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Fancy Foods, Inc has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,  
/tmg/

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12/22/2011