

ESTTA Tracking number: **ESTTA520879**

Filing date: **02/11/2013**

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

Proceeding.	91202513
Applicant	Plaintiff The Cincinnati Reds LLC
Other Party	Defendant Golden Star Wholesale, Inc.

## 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 02/15/2013. The Cincinnati Reds LLC requests that such date be extended for 60 days, or until 04/16/2013, and that all subsequent dates be reset accordingly.

Time to Answer :	04/16/2013
Deadline for Discovery Conference :	05/16/2013
Discovery Opens :	05/16/2013
Initial Disclosures Due :	06/15/2013
Expert Disclosure Due :	10/13/2013
Discovery Closes :	11/12/2013
Plaintiff's Pretrial Disclosures :	12/27/2013
Plaintiff's 30-day Trial Period Ends :	02/10/2014
Defendant's Pretrial Disclosures :	02/25/2014
Defendant's 30-day Trial Period Ends :	04/11/2014
Plaintiff's Rebuttal Disclosures :	04/26/2014
Plaintiff's 15-day Rebuttal Period Ends :	05/26/2014

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*
- *The parties are engaged in settlement discussions, and have made progress since the inception of the proceedings. The parties discussed terms to be included in a draft settlement agreement. The parties agreed on core terms, aside from one open issue. Thereafter, Applicant retained new counsel in this matter, and the parties' counsel finalized the terms to be included in the draft agreement. Opposer's outside counsel drafted an agreement pursuant to those terms, and relayed the draft agreement to Opposer's in-house counsel for review. The junior attorney at Opposer's in-house counsel reviewed the draft agreement, and held a telephone conference with Opposer's outside counsel regarding the same. Opposer's counsel revised the agreement pursuant to that conference, and the junior attorney at Opposer's in-house counsel relayed her comments on the revised agreement to the senior attorney at Opposer's in-house counsel. The additional time is requested to allow Opposer's senior attorney to review the agreement, and for the parties to continue to work towards settlement of this matter. If accepted, the settlement agreement would resolve this matter without the need to proceed with the opposition proceedings.*

The Cincinnati Reds LLC has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

The Cincinnati Reds LLC 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 First Class Mail on this date.

Respectfully submitted,

/Aryn M. Emert/

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