

ESTTA Tracking number: **ESTTA543335**

Filing date: **06/17/2013**

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.
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	No

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 06/15/2013. The Cincinnati Reds LLC requests that such date be extended for 90 days, or until 09/13/2013, and that all subsequent dates be reset accordingly.

Time to Answer :	09/13/2013
Deadline for Discovery Conference :	10/13/2013
Discovery Opens :	10/13/2013
Initial Disclosures Due :	11/12/2013
Expert Disclosure Due :	03/12/2014
Discovery Closes :	04/11/2014
Plaintiff's Pretrial Disclosures :	05/26/2014
Plaintiff's 30-day Trial Period Ends :	07/10/2014
Defendant's Pretrial Disclosures :	07/25/2014
Defendant's 30-day Trial Period Ends :	09/08/2014
Plaintiff's Rebuttal Disclosures :	09/23/2014
Plaintiff's 15-day Rebuttal Period Ends :	10/23/2014

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*
- *Parties are engaged in settlement discussions and progress has been made towards a resolution of this matter. Since the institution of the proceedings, the parties have had verbal and written settlement negotiations, and have drafted, reviewed and proposed term sheets with respect to a settlement proposal. On that basis, Opposer#s outside counsel prepared a draft settlement agreement. Since May 19, 2013, when the parties last sought an extension of deadlines in this proceeding, Opposer#s in-house counsel circulated and discussed revised drafts to address the objectives of its client and the scope of the agreement. Opposer#s outside counsel and in-house counsel have also communicated regarding this matter and the draft agreement a number of times, including on April 30, May 16, 17, and 30, June 4, 10 and 13, 2013. On June 14, 2013, the most updated revised draft agreement was sent to Opposer#s outside counsel with additional comments, was further revised accordingly, and was sent to Applicant#s*

counsel for review. The additional time is requested to allow Applicant's counsel to review the draft agreement and send the agreement to Applicant for review. Once Applicant has provided its comments to Applicant's counsel, the parties' respective counsel will then further negotiate the remaining points in the settlement agreement which, when finalized, would allow them to resolve this matter without the need to proceed with the Opposition. The parties note that they are jointly committed to reaching an amicable resolution, and are working to timely resolve any remaining issues.

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,

/Seth Shaifer/

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