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

Proceeding	91204095
Party	Defendant The Safe Cig, LLC
Correspondence Address	PHILIP J DAMAN DAMAN LLC 15 COURT SQUARE, SUITE 800 BOSTON, MA 02108 UNITED STATES trademarks@damanllc.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Michael L. Lovitz
Filer's e-mail	trademarks@damanllc.com
Signature	/michael l lovitz/
Date	04/06/2015
Attachments	Motion for extension of dates - 04-6-15.pdf(72538 bytes)

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

Lorillard Licensing Company, LLC	:	
	:	
Opposer,	:	
	:	
v.	:	Opposition No. 91204095
	:	
The Safe Cig, LLC	:	
	:	Attorney Docket No. D1003-9001
Applicant.	:	
	:	

MOTION TO EXTEND DISCOVERY AND TRIAL DATES ON CONSENT

Applicant, The Safe Cig, LLC (“Applicant”), through undersigned counsel, requests the close of the discovery and trial periods be extended by six (6) months in order to permit the parties to complete discovery in the above-captioned matter. Opposer has consented to this extension request.

In accordance with the Board’s prior Order, Applicant submits that good cause exists for this extension request and provides the following information regarding the progress of ongoing settlement negotiations.

As Applicant previously advised the Board, since early 2013 Applicant has been involved with several legal actions arising from internal disorder and disputes among the majority owners and minority owners of Applicant, which has resulted in, *inter alia*, the appointment of a receiver to control the operations of Applicant, and the appointment of a permanent receiver.

The receivership of Applicant has now been lifted, and Applicant is in the process of recovering documents from the receiver, and until all such documents and materials have been returned, it is extremely difficult for Applicant to meet its discovery obligations. Once returned, Applicant will be able to prepare responses to Opposer’s discovery requests, and participate in the undertaking of meaningful discovery by both parties. Additionally, the parties will be able to enter into meaningful discussions concerning the possibility of settlement, and mutually acceptable terms for the same.

Therefore, the parties are requesting an extension of the discovery and trial dates to permit time for Applicant to recover documents and materials from the receiver, and thereby allow the parties to return to their settlement discussions.

CERTIFICATE OF SERVICE

I, Michael L. Lovitz, hereby certify on this 6th day of April, 2015, that a true and correct copy of the foregoing **MOTION TO EXTEND DISCOVERY AND TRIAL DATES ON CONSENT** was served upon counsel of record, per agreement between the parties, by electronic mail at the following address:

James L. Lester, Esq.
jlester@maccordmason.com

_____/michael l lovitz/
Michael L. Lovitz, Esq.