

ESTTA Tracking number: **ESTTA560618**

Filing date: **09/20/2013**

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

Proceeding.	91205211
Applicant	Plaintiff Atlanta National League Baseball Club, Inc.
Other Party	Defendant Arizona Manufacturing & Embroidery, 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 09/20/2013. Atlanta National League Baseball Club, Inc. requests that such date be extended for 60 days, or until 11/19/2013, and that all subsequent dates be reset accordingly.

Time to Answer :	11/19/2013
Deadline for Discovery Conference :	12/19/2013
Discovery Opens :	12/19/2013
Initial Disclosures Due :	01/18/2014
Expert Disclosure Due :	05/18/2014
Discovery Closes :	06/17/2014
Plaintiff's Pretrial Disclosures :	08/01/2014
Plaintiff's 30-day Trial Period Ends :	09/15/2014
Defendant's Pretrial Disclosures :	09/30/2014
Defendant's 30-day Trial Period Ends :	11/14/2014
Plaintiff's Rebuttal Disclosures :	11/29/2014
Plaintiff's 15-day Rebuttal Period Ends :	12/29/2014

The grounds for this request are as follows:

- *Opposer, by and through counsel, hereby moves for an order to extend the proceedings in this matter for a period of 60 days, until November 19, 2013. Applicant's counsel consented to this motion, which is requested to allow the parties to finalize the settlement of this matter. Progress has been made in this matter. Specifically, on August 29, 2013 the parties reached a final agreement in this proceeding, having executed a written agreement to such effect. In accordance with the terms of the agreement and with the express consent of both parties, a Motion On Consent To Amend Application And, If Accepted, To Withdraw The Opposition On Consent was filed with the Board on September 4, 2013, requesting that the captioned application be amended to include certain language limiting language described therein and, if accepted, that the opposition be withdrawn without prejudice. To date, the Board has not issued its decision on the such Motion. In as much as Applicant's Answer is currently due on September 20, 2013, the additional time is requested so as to allow the Board ample opportunity to rule on the aforementioned Motion and to provide Applicant with additional time to file its Answer, should such action still be required.*

If the Board grants the Motion in its entirety, this proceeding will terminate and Applicant will no longer be required to file its Answer with the Board.

Atlanta National League Baseball Club, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Atlanta National League Baseball Club, 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 First Class Mail on this date.

Respectfully submitted,

/Don M. Obert/

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09/20/2013