

ESTTA Tracking number: **ESTTA533602**

Filing date: **04/22/2013**

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

Proceeding.	91210030
Applicant	Defendant Upright, Inc.
Other Party	Plaintiff Western Digital Technologies, 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 05/11/2013. Upright, Inc. requests that such date be extended for 30 days, or until 06/10/2013, and that all subsequent dates be reset accordingly.

Time to Answer :	06/10/2013
Deadline for Discovery Conference :	07/10/2013
Discovery Opens :	07/10/2013
Initial Disclosures Due :	08/09/2013
Expert Disclosure Due :	12/07/2013
Discovery Closes :	01/06/2014
Plaintiff's Pretrial Disclosures :	02/20/2014
Plaintiff's 30-day Trial Period Ends :	04/06/2014
Defendant's Pretrial Disclosures :	04/21/2014
Defendant's 30-day Trial Period Ends :	06/05/2014
Plaintiff's Rebuttal Disclosures :	06/20/2014
Plaintiff's 15-day Rebuttal Period Ends :	07/20/2014

The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*

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

Upright, 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,  
/William J. Brucker/  
William J. Brucker  
opposition@stetinalaw.com  
diane.reed@knobbe.com  
04/22/2013