

ESTTA Tracking number: **ESTTA569687**

Filing date: **11/07/2013**

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

|                                                                                                            |                                        |
|------------------------------------------------------------------------------------------------------------|----------------------------------------|
| Proceeding.                                                                                                | 91212785                               |
| Applicant                                                                                                  | Defendant<br>Calvert Enterprises, Inc. |
| Other Party                                                                                                | Plaintiff<br>Ares Trading, S.A.        |
| 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 11/11/2013. Calvert Enterprises, Inc. requests that such date be extended for 90 days, or until 02/09/2014, and that all subsequent dates be reset accordingly.

|                                           |            |
|-------------------------------------------|------------|
| Time to Answer :                          | 02/09/2014 |
| Deadline for Discovery Conference :       | 03/11/2014 |
| Discovery Opens :                         | 03/11/2014 |
| Initial Disclosures Due :                 | 04/10/2014 |
| Expert Disclosure Due :                   | 08/08/2014 |
| Discovery Closes :                        | 09/07/2014 |
| Plaintiff's Pretrial Disclosures :        | 10/22/2014 |
| Plaintiff's 30-day Trial Period Ends :    | 12/06/2014 |
| Defendant's Pretrial Disclosures :        | 12/21/2014 |
| Defendant's 30-day Trial Period Ends :    | 02/04/2015 |
| Plaintiff's Rebuttal Disclosures :        | 02/19/2015 |
| Plaintiff's 15-day Rebuttal Period Ends : | 03/21/2015 |

The grounds for this request are as follows:

*Parties are engaged in settlement discussions*

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

Calvert Enterprises, 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 Facsimile or email (by agreement only) on this date.

Respectfully submitted,  
/Elizabeth K. Stanley/  
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