

ESTTA Tracking number: **ESTTA943488**

Filing date: **12/21/2018**

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

Proceeding	91219198
Party	Plaintiff Matt Brewing Co., Inc.
Correspondence Address	THEODORE C MAX SHEPPARD MULLIN RICHTER & HAMPTON LLP 30 ROCKEFELLER PLAZA NEW YORK, NY 10112-0015 UNITED STATES docketing@sheppardmullin.com, ipdocketingdc@sheppardmullin.com, tmax@sheppardmullin.com, tbaker@sheppardmullin.com 212-653-8700
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Theodore C. Max
Filer's email	ipdocketingdc@sheppardmullin.com, tmax@sheppardmullin.com, tbaker@sheppardmullin.com, hpaik@sheppardmullin.com
Signature	/Theodore C. Max/
Date	12/21/2018
Attachments	Consent Motion to Extend Dates.PDF(94923 bytes )

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

MATT BREWING CO., INC.	)	<i>In re</i> Serial No. 86/027053
	)	Mark: <b>ADIRONDACK</b>
	)	<b>BREWERY</b>
	)	
	)	Opposition No.: 91219198
Opposer,	)	
	)	
v.	)	
	)	
ADIRONDACK PUB & BREWERY, INC.	)	
	)	
Applicant.	)	

**Consent Motion to Extend Discovery and Trial Dates**

Opposer Matt Brewing Co., Inc. (“Matt Brewing”), through its undersigned counsel, hereby moves to extend the remaining discovery and trial dates in the above-captioned opposition proceeding by sixty (60) days, up to and including the dates set forth in the table below. Counsel for Applicant Adirondack Pub & Brewery, Inc. (“Adirondack”) has consented to this Motion.

The motion is not for purposes of delay. Shortly after the parties moved for the extension on October 2, 2018, the parties held a settlement conference on October 27, 2018. Since the settlement conference, the parties have exchanged drafts of proposed settlement agreement and had telephone conferences regarding the language and terms and conditions of this opposition (Opposition No. 91219198) and the other pending opposition between the parties (Opposition No. 91219318). The parties now need additional time to further discuss and come to an agreement regarding the settlement terms for two pending oppositions. As part of this effort, counsel of record and the parties are continuing to correspond and work together in order to

finalize the settlement agreement and reach a mutually acceptable amicable resolution of this matter.

The parties consent to and request the resetting of dates as follows:

<b>Action</b>	<b>Current Deadline</b>	<b>Extended Deadline</b>
Discovery Closes:	Jan. 1, 2019	Mar. 2, 2019
Plaintiff's Pretrial Disclosures Due:	Feb. 15, 2019	Apr. 16, 2019
Plaintiff's 30-day Trial Period Ends:	Apr. 1, 2019	May 31, 2019
Defendant's Pretrial Disclosures Due:	Apr. 16, 2019	Jun. 5, 2019
Defendant's 30-day Trial Period Ends:	May 31, 2019	Jul. 30, 2019
Plaintiff's Rebuttal Disclosures Due:	Jun. 15, 2019	Aug. 14, 2019
Plaintiff's 15-day Rebuttal Period Ends:	Jul. 15, 2019	Sept. 13, 2019
Plaintiff's Opening Brief Due:	Sept. 13, 2019	Nov. 12, 2019
Defendant's Brief Due:	Oct. 13, 2019	Dec. 12, 2019
Plaintiff's Reply Brief Due:	Oct. 28, 2019	Dec. 27, 2019
Request for Oral Hearing (Optional) Due:	Nov. 7, 2019	Jan. 6, 2020

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For the reasons set forth above, Opposer respectfully requests that the Board grant the requested extension.

Dated: December 21, 2018

Respectfully submitted,

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By: /s/ Theodore C. Max  
THEODORE C. MAX

Attorneys for Opposer  
MATT BREWING CO., INC.

30 Rockefeller Plaza  
New York, New York 10112  
Telephone: (212) 653-8700  
Facsimile: (212) 653-8701

**CONSENT**

Applicant Adirondack Pub & Brewery, Inc hereby consents to Matt Brewing Co. Inc.'s  
Consent Motion to Extend Discovery and Trial Dates as set forth above.

Respectfully submitted,

Dated: December 21, 2018

By: /s/Charles H. Knull  
CHARLES H. KNULL  
KNULL P.C.  
The Film Center Building Suite 405  
630 Ninth Avenue  
New York, New York 10036  
Tel. (646) 233-1376

Attorneys for Applicant,  
Adirondack Pub & Brewery, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on December 21, 2018, I caused a copy of the foregoing OPPOSER MATT BREWING CO., INC.'s MOTION TO EXTEND DISCOVERY AND TRIAL DATES TO APPLICANT ADIRONDACK PUB & BREWERY, INC. to counsel of record for Applicant Adirondack Pub & Brewery, Inc. at the following email addresses:

Charles H. Knull, Esq.

[chk@knullpc.com](mailto:chk@knullpc.com)

Kate Rieber, Esq.

[kate@knullpc.com](mailto:kate@knullpc.com)

Knull P.C.

The Film Center Building Suite 405

630 Ninth Avenue

New York, New York 10036

/s/ Tyler E. Baker