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

Proceeding	91220760
Party	Defendant TruFood Mfg., Inc.
Correspondence Address	NEAL P PIEROTTI METZ LEWIS BRODMAN MUST O'KEEFE 535 SMITHFIELD ST, SUITE 800 PITTSBURGH, PA 15222-2305 UNITED STATES
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Neal P Pierotti
Filer's e-mail	npierotti@metzlewis.com
Signature	/Neal P Pierotti/
Date	05/04/2015
Attachments	MotiontoExtend1155024.pdf(90777 bytes )

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

FRC Balance LLC  
Opposers,

v.

TruFood Mfg., Inc.  
Applicant.

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Serial Nos.: 86/065240

Mark: TRUFOOD

Opposition No. 91220760

**APPLICANT’S MOTION TO EXTEND THE TIME FOR ANSWER TO NOTICE OF  
OPPOSITION**

The deadline for Applicant, TruFood Mfg., Inc. (“Applicant”) to submit their Answer in the current proceeding is May 5, 2015. Applicant and Opposer FRC Balance LLC (“Opposer”) are currently engaged in settlement negotiations and both parties have consented to a seven (7) day extension of the deadline for the filing of Applicant’s Answer in the present proceeding. Applicant is thus moving under Fed. R. Civ. P. 6(b) to extend the time for the filing of Applicant’s answer by seven (7) days to May 12, 2015. The parties have not held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2). Applicant has obtained the consent of Opposer for the present motion, and good cause exists for the granting of this motion because Applicant and Opposer are close to settlement in this matter and believe that settlement can be reached by May 12, 2015.

WHEREFORE, Applicant respectfully requests that the present motion to extend be granted.

Respectfully submitted,

METZ LEWIS BRODMAN MUST O'KEEFE LLC

By: 

Neal P Pierotti, Esquire  
Reg. No 45716  
535 Smithfield Street, Suite 800  
Pittsburgh, Pennsylvania 15222  
(412) 918-1100

Attorneys for Applicant

Date: May 4, 2015

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the within APPLICANT'S MOTION TO EXTEND THE TIME FOR ANSWER TO NOTICE OF OPPOSITION was deposited in the United States Mail by first class mail, certified, postage prepaid, to Opposer at the address provided below this fourth day of May, 2015:

Glenn S Bacal  
Bacal Law Group PC  
6991 East Camelback Road  
Suite D-102  
Scottsdale, AZ 85251  
UNITED STATES

I declare under penalty of perjury of the State of Pennsylvania that the foregoing is true and correct.

METZ LEWIS BRODMAN MUST O'KEEFE LLC



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Neal P Pierotti, Esq.