

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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Mailed: June 29, 2017

Opposition No. 91222391 (parent)  
Cancellation No. 92062549

*S&G Hampton Sun LLC*

*v.*

*Hamptons Glow, LLC*

**Geoffrey M. McNutt, Interlocutory Attorney:**

Now before the Board is S&G Hampton Sun LLC's ("S&G") motion for a sixty-day extension of its trial period. The motion is fully briefed.

S&G asserts that good cause exists for the requested extension because its counsel is required to travel extensively during the trial period to attend to other litigation matters. S&G states, *inter alia*, that during its thirty-day trial period in these consolidated proceedings, its counsel also was scheduled to conduct and defend at least six depositions throughout the U.S., including New York, Kansas, Minnesota and California.

In opposing the extension request, Hampton Glows, LLC, argues, *inter alia*, that S&G's counsel has had more than sufficient time over the course of this case to plan depositions of their own witnesses.

Upon careful consideration of the parties' arguments, Opposer has demonstrated good cause under Fed. R. Civ. P. 6(b)(1) to justify the requested extension. *See, e.g.*,

*Societa Per Azioni Chianti Ruffino Esportazione Vinicola Toscana v. Colli Spolentini Spoletoducale SCRL*, 59 USPQ2d 1383, 1384 (TTAB 2001) (press of other litigation matters constitutes good cause for extension of time). Accordingly, Opposer's motion for a sixty-day extension of the trial periods is **granted**.

Dates are reset as follows.

Plaintiff's 30-day Trial Period Ends	<b>8/26/2017</b>
Defendant's Pretrial Disclosures	<b>9/10/2017</b>
Defendant's 30-day Trial Period Ends	<b>10/25/2017</b>
Plaintiff's Rebuttal Disclosures	<b>11/9/2017</b>
Plaintiff's 15-day Rebuttal Period Ends	<b>12/9/2017</b>

The Federal Rules of Evidence generally apply to Board trials. Trial testimony is taken and introduced out of the presence of the Board during the assigned testimony periods. The parties may stipulate to a wide variety of matters, and many requirements relevant to the trial phase of Board proceedings are set forth in Trademark Rules 2.121 through 2.125. These include pretrial disclosures, the manner and timing of taking testimony, matters in evidence, and the procedures for submitting and serving testimony and other evidence, including affidavits, declarations, deposition transcripts and stipulated evidence. Trial briefs shall be submitted in accordance with Trademark Rules 2.128(a) and (b). Oral argument at final hearing will be scheduled only upon the timely submission of a separate notice as allowed by Trademark Rule 2.129(a).