

ESTTA Tracking number: **ESTTA749513**

Filing date: **06/01/2016**

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

Proceeding.	91222582
Applicant	Plaintiff ETAM
Other Party	Defendant Undies E-Commerce LLC
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	Yes

## Motion for an Extension of Answer or Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 07/05/2016. ETAM requests that such date be extended for 30 days, or until 08/04/2016, and that all subsequent dates be reset accordingly.

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	CLOSED
Expert Disclosure Due :	07/05/2016
Discovery Closes :	08/04/2016
Plaintiff's Pretrial Disclosures :	09/18/2016
Plaintiff's 30-day Trial Period Ends :	11/02/2016
Defendant/Counterclaim Plaintiff's Pretrial Disclosures :	11/17/2016
30-day Trial Period for Defendant and Plaintiff in the Counterclaim :	01/01/2017
Counterclaim Defendant's and Plaintiff Rebuttal Disclosures Due :	01/16/2017
30-day Trial Period for Counterclaim Defendant and Rebuttal Testimony as Plaintiff ends :	03/02/2017
Counterclaim Plaintiff's Rebuttal Disclosures Due :	03/17/2017
15-day Rebuttal Period for Counterclaim Plaintiff Ends :	04/16/2017
Plaintiff's Trial Brief Due :	06/15/2017
Defendant's Trial Brief and Plaintiff in the Counterclaim Due :	07/15/2017
Brief for Defendant in the Counterclaim and Reply Brief, if any, for Plaintiff Due :	08/14/2017
Reply Brief, if any, for Plaintiff in the Counterclaim Due :	08/29/2017

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

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

ETAM 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,

/Cynthia A. Moyer/

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