

ESTTA Tracking number: **ESTTA693988**

Filing date: **09/04/2015**

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

Proceeding.	91223120
Applicant	Plaintiff E. & J. GALLO WINERY
Other Party	Defendant Randy Stoller
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 09/13/2015. E. & J. GALLO WINERY requests that such date be extended for 60 days, or until 11/12/2015, and that all subsequent dates be reset accordingly.

Time to Answer :	11/12/2015
Deadline for Discovery Conference :	12/12/2015
Discovery Opens :	12/12/2015
Initial Disclosures Due :	01/11/2016
Expert Disclosure Due :	05/10/2016
Discovery Closes :	06/09/2016
Plaintiff's Pretrial Disclosures :	07/24/2016
Plaintiff's 30-day Trial Period Ends :	09/07/2016
Defendant's Pretrial Disclosures :	09/22/2016
Defendant's 30-day Trial Period Ends :	11/06/2016
Plaintiff's Rebuttal Disclosures :	11/21/2016
Plaintiff's 15-day Rebuttal Period Ends :	12/21/2016

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

E. & J. GALLO WINERY has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

E. & J. GALLO WINERY 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,

/Nelda Piper/  
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09/04/2015