

ESTTA Tracking number: **ESTTA770033**

Filing date: **09/12/2016**

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

Proceeding.	91229337
Applicant	Defendant Noa Specialty Products Inc.
Other Party	Plaintiff Energy Beverages LLC
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 09/12/2016. Noa Specialty Products Inc. requests that such date be extended for 30 days, or until 10/12/2016, and that all subsequent dates be reset accordingly.

Time to Answer :	10/12/2016
Deadline for Discovery Conference :	11/11/2016
Discovery Opens :	11/11/2016
Initial Disclosures Due :	12/11/2016
Expert Disclosure Due :	04/10/2017
Discovery Closes :	05/10/2017
Plaintiff's Pretrial Disclosures :	06/24/2017
Plaintiff's 30-day Trial Period Ends :	08/08/2017
Defendant/Counterclaim Plaintiff's Pretrial Disclosures :	08/23/2017
30-day Trial Period for Defendant and Plaintiff in the Counterclaim :	10/07/2017
Counterclaim Defendant's and Plaintiff Rebuttal Disclosures Due :	10/22/2017
30-day Trial Period for Counterclaim Defendant and Plaintiff Rebuttal Testimony as Plaintiff ends :	12/06/2017
Counterclaim Plaintiff's Rebuttal Disclosures Due :	12/21/2017
15-day Rebuttal Period for Counterclaim Plaintiff Ends :	01/20/2018
Plaintiff's Trial Brief Due :	03/21/2018
Defendant's Trial Brief and Plaintiff in the Counterclaim Due :	04/20/2018
Brief for Defendant in the Counterclaim and Reply Brief, if any, for Plaintiff Due :	05/20/2018
Reply Brief, if any, for Plaintiff in the Counterclaim	06/04/2018

Due :

The grounds for this request are as follows:

- *Additional time required to confer with counsel*

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

Noa Specialty Products Inc. 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,

/Andy I. Corea/

Andy I. Corea

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