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Filing date: **05/24/2018**

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

Proceeding	91231324
Party	Defendant Tomy Company, Ltd.
Correspondence Address	MEICHELE R MACGREGOR COWAN LIEBOWITZ & LATMAN PC 114 WEST 47TH STREET NEW YORK, NY 10036 UNITED STATES Email: mrm@cll.com, mmh@cll.com, Las@cll.com, trademark@cll.com, tay@cll.com
Submission	Motion to Extend
Filer's Name	Joelle A. Milov
Filer's email	jam@cll.com, mrm@cll.com, mmh@cll.com, rjh@cll.com, trademark@cll.com
Signature	/Joelle A. Milov/
Date	05/24/2018
Attachments	DOOMSCIZOR 5 24 18.pdf(14061 bytes)

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

Trademark Application Serial No. 87/001,099
 Filed: April 14, 2016
 For Mark: DOOMSCIZOR
 Published in the Official Gazette: July 26, 2016

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ID SOFTWARE LLC,	:	
Opposer,	:	
v.	:	Opposition No. 91231324
	:	
TOMY COMPANY, LTD.,	:	
Applicant.	:	
-----	X	

MOTION ON CONSENT TO EXTEND DEADLINES

Applicant, by and through counsel, hereby moves for an order extending all deadlines in this proceeding for a period of thirty (30) days so that the parties can continue their settlement negotiations. Opposer, through its counsel, has consented to this motion.

Good cause exists for this extension request. Since the last request for an extension, the parties have continued to negotiate a resolution that seeks to resolve this matter. In particular, Applicant's counsel has had several discussions with her contact at Applicant regarding the terms of the agreement and Applicant has discussed the matter internally with Applicant's business persons and in-house counsel. On May 20th through May 22nd, Applicant and Applicant's counsel had several communications regarding settlement terms, and on May 22nd, Applicant's outside counsel communicated revised settlement terms to Opposer's counsel. On May 23rd, Opposer's counsel advised Applicant's counsel that he has communicated with his client regarding the terms and is awaiting instructions from Opposer and can provide Applicant with Opposer's response by June 8th. If additional negotiations are necessary, the parties are

hopeful that they will be concluded by June 24, 2018, the date that Applicant's answer would be due.

To date, the parties have made progress regarding the geographic scope and other issues but are now considering alternative terms for resolution in good faith. Thus, they seek the additional time so they can continue their negotiations and finalize this agreement. The parties continue to believe that settlement is possible and wish to pursue this course of action in hopes of minimizing additional costs and avoiding potential future disputes.

Therefore, Applicant, with the consent by Opposer, requests an extension of all deadlines for thirty (30) days, with deadlines reset as follows:

Time to Answer	06/24/18
Deadline for Discovery Conference	07/24/18
Discovery Opens	07/24/18
Initial Disclosures Due	08/23/18
Expert Disclosures Due	12/21/18
Discovery Closes	01/20/19
Plaintiff's Pretrial Disclosures Due	03/06/19
Defendant's 30-day Trial Period Ends:	04/20/19
Defendant's Pretrial Disclosures Due	05/05/19
Defendant's 30-day Trial Period Ends	06/19/19
Plaintiff's Rebuttal Disclosures Due	07/04/19
Plaintiff's 15-day Rebuttal Period Ends	08/03/19

In the event that the Board denies this motion, Applicant requests an extension of its deadline to answer for a period of thirty (30) days after such denial.

Dated: New York, New York
May 24, 2018

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Applicant

By: /Meichelle R. MacGregor/
Midge M. Hyman
Meichelle R. MacGregor
114 West 47th Street
New York, New York 10036
(212)790-9200

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on May 24, 2018, I served a true and correct copy of the foregoing MOTION ON CONSENT TO EXTEND DEADLINES on Opposer's Attorney of Record, D. Wade Cloud, Jr. of Hiersche, Hayward, Drakeley & Urbach, P.C., at the following email address: wcloud@hhdulaw.com.

/Meichelle R. MacGregor/
Meichelle R. MacGregor