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Filing date: **09/20/2017**

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

Proceeding	91235547
Party	Plaintiff Be Well Health & Wellness LLC
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Submission	Stipulated/Consent Motion to Extend
Filer's Name	J. Tobias Rowe
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Signature	/jtrowe/
Date	09/20/2017
Attachments	60D Stipulated Motion to Extend.pdf(502150 bytes)

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

Be Well Health & Wellness LLC, Opposer, v. Siena Foods Pty Ltd, Applicant.	Opposition No. 91235547 In re Application No. 87212386
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**STIPULATED MOTION FOR
SIXTY (60) DAY EXTENSION OF TIME
TO DISCOVERY PERIOD AND TRIAL DATES**

Be Well Health & Wellness LLC (“Opposer”), by and through its attorney of record, hereby requests that the Board grant a 60-day extension of time to all discovery and trial dates, in connection with this Opposition. Applicant, Siena Foods Pty Ltd., by and through its attorney of record, has consented to this request and extension.

The new deadlines as stipulated are as follows:

Time to Answer	COMPLETED
Deadline for Discovery Conference	November 19, 2017
Discovery Opens	November 19, 2017
Initial Disclosures Due:	December 29, 2017
Expert Disclosures Due:	April 18, 2018
Discovery Period to Close:	May 18, 2018
Plaintiff Pretrial Disclosures:	July 2, 2018
Plaintiff’s 30-day Trial Period Ends:	August 16, 2018

Defendant's Pretrial Disclosures:	August 31, 2018
Defendant's 30-day Trial Period Ends:	October 5, 2018
Plaintiff's Rebuttal Disclosures:	October 30, 2018
Plaintiff's 15-day Rebuttal Period Ends:	November 29, 2018
Plaintiff's Opening Brief:	January 28, 2019
Defendant's Brief:	February 7, 2019
Plaintiff's Reply Brief:	March 14, 2019
Request Oral Hearing	March 24, 2019

The parties have stipulated to an extension in order to facilitate further discussions concerning settlement, and, if needed, an efficient plan for discovery in this matter. Such extension will conserve party and Board resources by deferring discovery-related costs and deadlines pending the outcome of these discussions.

WHEREFORE, based on the above, Opposer respectfully requests that the Board grant this extension request.

Dated: September 20, 2017 Respectfully submitted,

BRAUNHAGEY & BORDEN LLP

By: /jtrowe/

J. Tobias Rowe
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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing
**STIPULATED MOTION FOR SIXTY (60) DAY EXTENSION OF TIME TO DISCOVERY
PERIOD AND TRIAL DATES** has been served on September 20, 2017 by email upon:

Paul W. Reidl
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By: /jtrowe/
J. Tobias Rowe