

ESTTA Tracking number: **ESTTA896037**

Filing date: **05/11/2018**

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

Proceeding	91238680
Party	Defendant Unavoo Food Technologies Ltd.
Correspondence Address	LOUIS S EDERER ARNOLD & PORTER KAYE SCHOLER LLP 250 WEST 55TH STREET NEW YORK, NY 10019 UNITED STATES Email: trademarkdocketing@apks.com, louis.ederer@apks.com, elisabeth.richards@apks.com, palak.mayani@apks.com
Submission	Stipulated/Consent Motion to Extend
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Signature	/Louis S. Ederer/
Date	05/11/2018
Attachments	Fourth - Motion for EOT to Answer Notice of Opposition with Consent - EVOLVE 91238680 - May 11.pdf(7271 bytes)

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

In the Matter of Application Serial No. 86953352
Filed: March 25, 2016
Published in the *Official Gazette* on July 4, 2017
For the mark: EVOLVE

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CytoSport, Inc.,	:	
	:	
<i>Opposer,</i>	:	OPPOSITION NO.: 91238680
	:	
v.	:	
	:	
UNAVOO FOOD TECHNOLOGIES LTD,	:	
	:	
<i>Applicant.</i>	:	
	:	
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MOTION FOR EXTENSION OF TIME TO ANSWER NOTICE OF OPPOSITION
WITH CONSENT

The deadline to Answer is currently due on May 12, 2018. Unavoo Food Technologies Ltd. (“Applicant”) requests that such date be extended for eighteen (18) days, or until May 30, 2018, and that all other dates be reset accordingly as listed below.

Time to Answer: 05/30/2018
Deadline for Discovery Conference: 06/29/2018
Discovery Opens: 06/29/2018
Initial Disclosures Due: 07/29/2018
Expert Disclosures Due: 11/26/2018
Discovery Closes: 12/26/2018
Plaintiff’s Pretrial Disclosures: 02/09/2019
Plaintiff’s 30-day Trial Period Ends: 03/26/2019
Defendant’s Pretrial Disclosures: 04/10/2019

Defendant's 30-day Trial Period Ends: 05/25/2019

Plaintiff's Rebuttal Disclosures: 06/09/2019

Plaintiff's 15-day Rebuttal Period Ends: 07/09/2019

Plaintiff's Opening Brief Due: 09/07/2019

Defendant's Brief Due: 10/07/2019

Plaintiff's Reply Brief Due: 10/22/2019

Request Oral Hearing (optional) Due: 11/01/2019

Applicant requests this extension on the grounds that the parties are engaged in settlement discussions.

Applicant has secured the express consent of CytoSport, Inc. ("Opposer"), for the extension and resetting of the dates requested herein.

The undersigned hereby certifies that a copy of this paper has been served upon counsel for the Opposer, at counsel's address of record, by First Class Mail and email on this date.

Dated: May 11, 2018

Respectfully submitted,

ARNOLD & PORTER KAYE SCHOLER LLP

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*Attorneys for Applicant Unavoo Food
Technologies Ltd.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on May 11, 2018 a copy of the foregoing MOTION FOR EXTENSION TO ANSWER WITH CONSENT was served by First Class Mail upon the following counsel of record for CytoSport, Inc.:

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