

ESTTA Tracking number: **ESTTA888338**

Filing date: **04/07/2018**

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

Proceeding.	91239688
Applicant	Defendant Fotokinesis
Other Party	Plaintiff Essential Export, S.A.
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 04/07/2018. Fotokinesis requests that such date be extended for 60 days, or until 06/06/2018, and that all subsequent dates be reset accordingly.

Time to Answer :	06/06/2018
Deadline for Discovery Conference :	07/06/2018
Discovery Opens :	07/06/2018
Initial Disclosures Due :	08/05/2018
Expert Disclosure Due :	12/03/2018
Discovery Closes :	01/02/2019
Plaintiff's Pretrial Disclosures :	02/16/2019
Plaintiff's 30-day Trial Period Ends :	04/02/2019
Defendant's Pretrial Disclosures :	04/17/2019
Defendant's 30-day Trial Period Ends :	06/01/2019
Plaintiff's Rebuttal Disclosures :	06/16/2019
Plaintiff's 15-day Rebuttal Period Ends :	07/16/2019

The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*
- *Parties are engaged in settlement discussions*
- *Parties may seek to enter settlement negotiations. Defendant obtained consent of Plaintiff for 60-day extension of time to Answer Notice of Opposition.*

Fotokinesis has secured the express consent of all other parties to this proceeding for the extension and re-setting of dates requested herein.

Fotokinesis has provided an email 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 of record by Email on this date.

Respectfully submitted,

/lewis f. gould, jr/

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