

ESTTA Tracking number: **ESTTA940414**

Filing date: **12/11/2018**

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

Proceeding	91243953
Party	Defendant Baidu Online Network Technology (Beijing) Co., Ltd.
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Submission	Stipulated/Consent Motion to Extend
Filer's Name	Anthony E. Rufo
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Signature	/Anthony E. Rufo/
Date	12/11/2018
Attachments	91243953 Second Extension Request.pdf(13954 bytes )

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

ARROWARE INDUSTRIES, INC.,

Opposer,

v.

BAIDU ONLINE NETWORK  
TECHNOLOGY (BEIJING) CO., LTD.,

Applicant.

Opposition No.: 91243953

Application Ser. No.: 87/515121

**SECOND CONSENT MOTION FOR EXTENSION OF TIME**

Applicant Baidu Online Network Technology (Beijing) Co., Ltd. (“Applicant”), by its undersigned counsel, with the consent of Opposer Arroware Industries, Inc. (“Opposer”), through its counsel of record in these proceedings, hereby requests an additional extension of fifty (50) days to respond to Opposer’s Notice of Opposition. This is Applicant’s second extension request. Since Applicant filed its first Consent Motion for Extension of Time on October 23, 2018, Opposer has filed six additional Notices of Opposition against Applicant in which Opposer asserts the same mark and similar allegations. To date, there are twelve (12) related oppositions brought by Opposer pending against Applicant, including the instant proceeding, as set forth in the chart below.

<b>Proceeding No.</b>	<b>Filing Date</b>	<b>Applied-For Mark</b>	<b>Asserted Mark</b>	<b>Time to Answer</b>
91243746	September 12, 2018	MY APOLLO	BAIDU APOLLO	December 12, 2018
91243747	September 12, 2018	MY APOLLO	APOLLO (and design)	December 12, 2018
91243592	September 12, 2018	MY APOLLO	BAIDU APOLLO	December 12, 2018
91243953	October 3, 2018	MY APOLLO	APOLLO (and design)	December 12, 2018

<b>Proceeding No.</b>	<b>Filing Date</b>	<b>Applied-For Mark</b>	<b>Asserted Mark</b>	<b>Time to Answer</b>
91243958	October 3, 2018	MY APOLLO	APOLLO (and design)	December 12, 2018
91243960	October 3, 2018	MY APOLLO	APOLLO (and design)	December 12, 2018
91244377	October 24, 2018	MY APOLLO	TEAM APOLLO	December 12, 2018
91244378	October 24, 2018	MY APOLLO	TEAM APOLLO	December 12, 2018
91244379	October 24, 2018	MY APOLLO	TEAM APOLLO	December 12, 2018
91244939	November 20, 2018	MY APOLLO	CAR-POLLO	January 5, 2019
91244940	November 20, 2018	MY APOLLO	CAR-POLLO	January 5, 2019
91244942	November 20, 2018	MY APOLLO	CAR-POLLO	January 5, 2019

Opposer has also filed requests for an extension of time to oppose ten (10) additional applications owned by Applicant, with deadlines arising on January 2, 2019 and January 9, 2019.

Applicant, which is located in the People's Republic of China, respectfully requests this extension because it requires additional time to confer with counsel regarding the now-pending twelve (12) proceedings. Applicant is likewise requesting similar extensions in connection with all other proceedings set forth in the above chart, and submits that it is in the best interest of the parties and the Board to align all their respective deadline.

In the event that the Board grants this request, the new trial dates will be as follows:

Time to Answer	January 31, 2019
Deadline for Discovery Conference	March 2, 2019
Discovery Opens	March 2, 2019
Initial Disclosures Due	April 1, 2019
Expert Disclosures Due	July 30, 2019
Discovery Closes	August 29, 2019
Plaintiff's Pretrial Disclosure Due	October 13, 2019

Plaintiff's 30-day Trial Period Ends	November 27, 2019
Defendant's Pretrial Disclosures Due	December 12, 2019
Defendant's 30-day Trial Period Ends	January 26, 2020
Plaintiff's Rebuttal Disclosures Due	February 10, 2020
Plaintiff's 15-day Rebuttal Period Ends	March 11, 2020
Plaintiff's Opening Brief Due	May 10, 2020
Defendant's Brief Due	June 9, 2020
Plaintiff's Reply Brief Due	June 24, 2020
Request for Oral Hearing (option) Due	July 4, 2020

WHEREFORE, Applicant requests that the Board grant the extension of time in the manner described above.

Respectfully submitted,

Dated: December 11, 2018

By: /Anthony E. Rufo/

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Anthony E. Rufo  
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**BAIDU ONLINE NETWORK  
TECHNOLOGY (BEIJING) CO., LTD.**

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing SECOND CONSENT MOTION FOR EXTENSION OF TIME has been served on Opposer's counsel of record, Timur Slonim, by forwarding said copy on this date via email to: [TESlonim@mintz.com](mailto:TESlonim@mintz.com).

Dated: December 11, 2018

/Anthony E. Rufo/

Anthony E. Rufo