

ESTTA Tracking number: **ESTTA1028643**

Filing date: **01/14/2020**

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

Proceeding No.	91248568
Filing Party	Defendant Gene Simmons Company
Other Party	Plaintiff Liberty Natural Products, Inc.
Pending Motion	There is no motion currently pending and no other motion is being filed concurrent with this consent motion.

### Consent Motion to Extend

The Discovery Closes is currently set to close on 02/09/2020. Gene Simmons Company requests that such date be extended for 90 days, or until 05/09/2020, and that all subsequent dates be reset accordingly.

Time to Answer	07/14/2019 (CLOSED)
Deadline for Discovery Conference	08/13/2019 (CLOSED)
Discovery Opens	08/13/2019 (CLOSED)
Initial Disclosures Due	09/12/2019 (CLOSED)
Expert Disclosures Due	01/10/2020 (CLOSED)
Discovery Closes	05/09/2020
Plaintiff's Pretrial Disclosures Due	06/23/2020
Plaintiff's 30-day Trial Period Ends	08/07/2020
Defendant's Pretrial Disclosures Due	08/22/2020
Defendant's 30-day Trial Period Ends	10/06/2020
Plaintiff's Rebuttal Disclosures Due	10/21/2020
Plaintiff's 15-day Rebuttal Period Ends	11/20/2020
Plaintiff's Opening Brief Due	01/19/2021
Defendant's Brief Due	02/18/2021
Plaintiff's Reply Brief Due	03/05/2021
Request for Oral Hearing (optional) Due	03/15/2021

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Gene Simmons Company has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

### Certificate of Service

The undersigned hereby certifies that a copy of this filing has been served upon all parties, at their address of record by Email on this date.

Respectfully submitted,  
/peter j. vranum/  
Peter J. Vranum  
pvranum@gordonherlands.com  
01/14/2020