

ESTTA Tracking number: **ESTTA1183792**

Filing date: **01/11/2022**

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

Proceeding no.	91266358
Party	Defendant Phenix Salon, LLC
Correspondence address	JOSHUA M. GERBEN, ESQ. GERBEN LAW FIRM, PLLC 1050 CONNECTICUT AVE. NW SUITE 500 WASHINGTON, DC 20036 UNITED STATES Primary email: jgerben@gerbenlawfirm.com Secondary email(s): eperrott@gerbenlawfirm.com, csado@gerbenlawfirm.com, dheard@gerbenlawfirm.com, filings@gerbenlawfirm.com 202-294-2287
Submission	Other Motions/Submissions
Filer's name	Eric Perrott, Esq.
Filer's email	eperrott@gerbenlawfirm.com
Signature	/Eric Perrott, Esq./
Date	01/11/2022
Attachments	CLUTCH Motion.pdf(202739 bytes)

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

Abercrombie & Fitch Trading Co.

Opposer,

v.

Phenix Salon, LLC

Applicant,

Opposition No.: 91266358

Mark: CLUTCH

Application Serial No: 87430079

CONSENTED MOTION TO SET ASIDE DEFAULT AND EXTEND

Phenix Salon, LLC (“Applicant”) asks the Board to set aside the Notice of Default and extend all deadlines by sixty (60) days, with the consent of Abercrombie & Fitch Trading Co. (hereinafter referred to as “Opposer”). Applicant’s failure to file an Answer was inadvertent. Parties are actively engaged in settlement discussions and wish to extend the deadlines in good faith while settlement discussions are ongoing.

Dated: 1/11/2022

Respectfully submitted,



Lindsay Capps
Attorney for Opposer



Eric Perrott, Esq.
Attorney for Applicant

CERTIFICATE OF SERVICE

I hereby certify that true copies of the Consent Motion were sent by electronic mail to Opposer listed below on 1/11/2021:

Lindsay Capps
ipdocketingwest@anfcorp.com



Eric Perrott, Esq.
Attorney for Applicant
Gerben Perrott, PLLC