

ESTTA Tracking number: **ESTTA1164875**

Filing date: **10/08/2021**

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

Proceeding No.	91271355
Filing Party	Defendant E. & J. Gallo Winery
Other Party	Plaintiff Diana Food SAS
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 Time to Answer is currently set to close on 10/09/2021. E. & J. Gallo Winery requests that such date be extended for 60 days, or until 12/08/2021, and that all subsequent dates be reset accordingly.

Time to Answer	12/08/2021
Deadline for Discovery Conference	01/07/2022
Discovery Opens	01/07/2022
Initial Disclosures Due	02/06/2022
Expert Disclosures Due	06/06/2022
Discovery Closes	07/06/2022
Plaintiff's Pretrial Disclosures Due	08/20/2022
Plaintiff's 30-day Trial Period Ends	10/04/2022
Defendant's Pretrial Disclosures Due	10/19/2022
Defendant's 30-day Trial Period Ends	12/03/2022
Plaintiff's Rebuttal Disclosures Due	12/18/2022
Plaintiff's 15-day Rebuttal Period Ends	01/17/2023
Plaintiff's Opening Brief Due	03/18/2023
Defendant's Brief Due	04/17/2023
Plaintiff's Reply Brief Due	05/02/2023
Request for Oral Hearing (optional) Due	05/12/2023

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

E. & J. Gallo Winery 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 submission has been served upon all parties, at their address of record by Email on this date.

Respectfully submitted,
/D. Peter Harvey/
D. Peter Harvey
trademarks@harvey.law
10/08/2021