

ESTTA Tracking number: **ESTTA1325741**Filing date: **11/30/2023**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding no.	91287313
Party	Defendant Lynco Distribution, Inc
Correspondence address	JAY R. HAMILTON HAMILTON IP LAW, PC 4620 EAST 53RD STREET 214 DAVENPORT, IA 52807 UNITED STATES Primary email: jay@hamiltoniplaw.com Secondary email(s): trademarks@hamiltoniplaw.com 563-441-0207
Submission	Motion to Extend
Filer's name	Jay R. Hamilton
Filer's email	jay@hamiltoniplaw.com
Signature	/jayrhamilton50644/
Date	11/30/2023
Attachments	2nd_Motion to Extend Deadline to Proceed_WITH CONSENT.pdf(163097 bytes )

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

TRAXXAS, L.P.

Opposition No. 91287313

Opposer,

Mark: Mighty Maxx

Serial No. 90790666

v.

LYNCO DISTRIBUTION, INC.  
DBA LYNCO PRODUCTS

Applicant.

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**SECOND (2<sup>ND</sup>) MOTION TO EXTEND DEADLINES WITH OPPOSER'S**

**CONSENT**

**BY 30 DAYS**

LYNCO DISTRIBUTION, INC. ("Applicant") submits this Second (2<sup>nd</sup>) Motion to Extend Deadlines with Opposer's Consent to proceed with the present opposition proceeding. In support, Applicant's states as follows:

1. Counsel for Opposer and Applicant have held a teleconference and exchanged email regarding this case and settlement of same. Grant of this extension will allow those discussions to continue.
2. In order to facilitate the settlement discussions and allow the Parties to focus efforts on resolution rather than litigation, and subject to the approval of the Board, Counsel for

Opposer provided Opposer's consent for Applicant's Counsel to file this motion requesting a 30-day suspension for settlement discussions via email.

3. This proposed deadline extension will not prejudice Opposer or Applicant, as this case is in its early stages and the proposed extension is relatively short. This is only the second extension requested and the Applicant does not believe this requested extension will adversely impact the prompt administration of this matter.

WHEREFORE, the Applicant respectfully requests this Board grant this Motion, extending the Applicant's time to file an Answer from December 1, 2023 to December 31, 2023 with the other deadlines also extended by 30 days.

Dated: November 30, 2023

/s/ Jay R Hamilton  
Jay R. Hamilton  
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Attorneys for the Applicant,  
Lynco Distribution, Inc.

## CERTIFICATE OF SERVICE

I hereby certify that on November 30, 2023, I served the foregoing Motion To Extend Deadlines with Opposer's Consent by 30 days by causing copies of the same to be sent via email to the following address:

Matthew Phillips  
CARR LAW FIRM, PLLC  
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By: /s/ Jay R. Hamilton  
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ATTORNEYS FOR LYNCO DISTRIBUTION, INC.