

ESTTA Tracking number: **ESTTA88618**

Filing date: **07/06/2006**

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

|             |                                               |
|-------------|-----------------------------------------------|
| Proceeding. | 92044642                                      |
| Applicant   | Plaintiff<br>California Olive Oil Corporation |
| Other Party | Defendant<br>C.M.T.C. International s.r.l.    |

### **Motion for an Extension of Discovery or Trial Periods With Consent**

The Close of Discovery is currently set to close on 07/07/2006. California Olive Oil Corporation requests that such date be extended for 30 days, or until 08/06/2006, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 08/06/2006

Thirty-day testimony period for party in position of plaintiff to close : 11/04/2006

Thirty-day testimony period for party in position of defendant to close : 01/03/2007

Fifteen-day rebuttal testimony period to close : 02/17/2007

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

California Olive Oil Corporation has secured the express consent of all other parties to this proceeding for the extension requested herein.

California Olive Oil Corporation has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,

/Mary Helen Sears/

/Mary Helen Sears/

mhsears@mhsears.com

giulianc@arentfox.com,henrye@arentfox.com,grow.michael@arentfox.com

07/06/2006