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Filing date: **12/23/2005**

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

Proceeding	92044657
Party	Plaintiff YOUNG AGAIN PRODUCTS, INC.,
Correspondence Address	MARK A. FREEMAN, ESQUIRE FREEMAN & FREEDMAN, P.C. ONE CHURCH STREET, SUITE 200 ROCKVILLE, MD 20850
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Mark A. Freeman
Filer's e-mail	freemanlaw@erols.com
Signature	/s/Mark A. Freeman /s/
Date	12/23/2005
Attachments	Stip2xnd.disc.period.12.21.05.pdf ( 5 pages )

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

YOUNG AGAIN PRODUCTS, INC.	)	
	)	Cancellation No. 92044657
Petitioner,	)	
	)	
v.	)	JOINT STIPULATION TO EXTEND
	)	THE DISCOVERY PERIOD
ECONUGENICS, INC.	)	
	)	
Registrant.	)	
_____	)	

Both the Petitioner and Registrant in the above-identified Cancellation No. 92044657, hereby stipulate to a 60-day extension of the discovery period and respectfully request, pursuant to §501 of the Trademark Trial and Appeal Board Manual of Procedure and §2.121 of the Trademark Trial and Appeal Board Rules of Procedure, that the Honorable Trademark Trial and Appeal Board to approve the stipulation. The Discovery Period was initially set to close on January 8, 2006. Since shortly after Registrant filed its answer to the petition to cancel, Petitioner and Registrant have been working together in an attempt to settle this matter. While the parties have made progress towards settlement, certain issues remain unresolved requiring additional time for resolution. Given Registrant's counsel's recent trip out of the country, the upcoming holidays and Petitioner's counsel's longstanding trip out of the country, both Petitioner and Registrant request that the Board extend the discovery period by 60 days, from the current January 8, 2006 date. The extension is required to complete necessary discovery for the testimony period in the event Petitioner and Registrant cannot resolve the outstanding issues and settle this matter. Petitioner and Registrant do not anticipate that this requested extension will impact

the testimony periods or any of the remaining dates set forth in the Board's Scheduling Order.

The requested extension would make the following dates applicable in this matter:

Discovery period to close: March 9, 2006

Testimony period for party in position of plaintiff to close: April 8, 2006

Testimony period for party in position of defendant to close: June 7, 2006

15 day rebuttal testimony period for Plaintiff to close: July 22, 2006

WHEREFORE, based on the above, both Petitioner and Registrant respectfully request the Board to approve the parties' stipulation to extend the periods for discovery and testimony by 60 days.

Respectfully submitted,

/s/ Mark A. Freeman /s/  
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and

/s/ Jay H. Geller /s/  
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Attorneys for Registrant

**CERTIFICATE OF SERVICE**

WE HEREBY CERTIFY that on this 23<sup>rd</sup> day of December 2005, copies of the Joint Stipulation to Extend the Discovery Period and Proposed Order were mailed first class, postage prepaid, to:

Jay H. Geller  
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2425 W. Olympic Blvd  
Santa Monica, California 90404  
(310) 449-1399  
Attorneys for Registrant

/s/ Mark A. Freeman /s/

Mark A. Freeman

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	)	Cancellation No. 92044657
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	)	THE DISCOVERY PERIOD
ECONUGENICS, INC.	)	
	)	
Registrant.	)	
_____	)	

**ORDER**

The parties' Stipulation to Extend the Discovery Period by 60 days is APPROVED,  
and the new dates applicable in this matter are as follows:

Discovery period to close:	March 9, 2006
Testimony period for party in position of plaintiff to close:	April 8, 2006
Testimony period for party in position of defendant to close:	June 7, 2006
15 day rebuttal testimony period for Plaintiff to close:	July 22, 2006

\_\_\_\_\_  
Judge  
Trademark Trial and Appeal Board

Copies to:

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