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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
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Signature	/s/ Mark A. Freeman /s/
Date	02/27/2006
Attachments	Stip2xnd.disc.testimonyperiod.2.27.06.pdf (6 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 AND TESTIMONY)
)	PERIODS
ECONUGENICS, INC.)	
)	
Registrant.)	
_____)	

Both the Petitioner and Registrant in the above-identified proceeding, Cancellation No. 92044657, hereby stipulate to a 90-day extension of the discovery and testimony periods 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 (hereafter the "Board") approve the stipulation. By prior stipulation of the parties and approval of the Board, close of the Discovery Period was re-set from January 8, 2003 to March 9, 2006. The Testimony Periods originally set by the Board were not changed by the prior stipulation of the parties. As such, the Testimony Period for the party in the position of the plaintiff is currently set to close on April 8, 2006 and the Testimony Period for the party in the position of the defendant is currently set to close June 7, 2006.

Petitioner and Registrant request this extension to continue their efforts to settle this matter which have been ongoing since shortly after inception of this cancellation proceeding. The parties have made progress towards settlement, however, certain issues remain unresolved and their resolution has proven to be more time consuming than

anticipated. This is in part due to the fact that some information, material to moving forward with settling this matter, is in the possession of third parties and is taking longer to obtain than anticipated. Further, counsel for Registrant is scheduled to be out of the country, from March 4 through March 14, 2006, during the close of the current Discovery Period. At this point it appears unlikely that settlement can be accomplished before Registrant's counsel's trip. Moreover, Petitioner's counsel will be occupied much of the month of March preparing court ordered trial briefs in connection with a week long bench trial in another matter that recently concluded in the Federal District Court in Utah. As such, it will be extremely difficult to conduct depositions in California prior to the close of Petitioner's current Testimony Period. Given the above, both Petitioner and Registrant request that the Board extend the Discovery and Testimony period by 90 days, from the current dates. This extension is required to complete necessary discovery and conduct necessary depositions should Petitioner and Registrant be unable to resolve the outstanding issues and settle this matter.

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

Discovery period to close:	June 7, 2006
Testimony period for party in position of plaintiff to close:	July 7, 2006
Testimony period for party in position of defendant to close:	September 5, 2006
15 day rebuttal testimony period for Plaintiff to close:	October 13, 2006

WHEREFORE, based on the above, both Petitioner and Registrant respectfully request the Board approve the parties' stipulation to extend the periods for discovery and testimony by 90 days.

Respectfully submitted,

/s/ Mark A. Freeman /s/
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and

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Attorneys for Registrant

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that on this 27th day of February 2006, copies of the Joint Stipulation to Extend the Discovery and Testimony Periods and Proposed Order were mailed first class, postage prepaid, to:

Jay H. Geller
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Attorneys for Registrant

/s/ Mark A. Freeman /s/
Mark A. Freeman

**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.)	
_____)	

ORDER

The parties' Stipulation to Extend the Discovery and Testimony Periods by 90 days is APPROVED, and the new dates applicable in this matter are as follows:

Discovery period to close:	June 7, 2006
Testimony period for party in position of plaintiff to close:	July 7, 2006
Testimony period for party in position of defendant to close:	September 5, 2006
15 day rebuttal testimony period for Plaintiff to close:	October 13, 2006

Judge
Trademark Trial and Appeal Board

Copies to:

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