

ESTTA Tracking number: **ESTTA230358**

Filing date: **08/13/2008**

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

Proceeding.	92044783
Applicant	Plaintiff Big O Tires, Inc.
Other Party	Defendant O-OKA Corporation

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

The Close of Discovery is currently set to close on 08/27/2008. Big O Tires, Inc. requests that such date be extended for 30 days, or until 09/26/2008, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 09/26/2008  
Thirty-day testimony period for party in position of plaintiff to close : 12/25/2008  
Thirty-day testimony period for party in position of defendant to close : 02/23/2009  
Fifteen-day rebuttal testimony period to close : 04/09/2009

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Big O Tires, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Big O Tires, Inc. 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,

/Matthew J. Cuccias/

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