

ESTTA Tracking number: **ESTTA131031**

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

Proceeding.	92046084
Applicant	Defendant MISTER DONUT OF AMERICA, INC.
Other Party	Plaintiff RIVER WEST BRANDS, LLC

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

The Close of Discovery is currently set to close on 05/13/2007. MISTER DONUT OF AMERICA, INC. requests that such date be extended for 60 days, or until 07/12/2007, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 07/12/2007  
Thirty-day testimony period for party in position of plaintiff to close : 10/10/2007  
Thirty-day testimony period for party in position of defendant to close : 12/09/2007  
Fifteen-day rebuttal testimony period to close : 01/23/2008

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

MISTER DONUT OF AMERICA, INC. has secured the express consent of all other parties to this proceeding for the extension requested herein.

MISTER DONUT OF AMERICA, 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 First Class Mail on this date.

Respectfully submitted,  
/Gabrielle S. Roth/  
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03/21/2007