

ESTTA Tracking number: **ESTTA144782**

Filing date: **06/07/2007**

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

Proceeding.	92046514
Applicant	Plaintiff Baby Einstein Company, LLC, The
Other Party	Defendant Decoufle Equities, Inc.

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

The Close of Discovery is currently set to close on 07/11/2007. Baby Einstein Company, LLC, The requests that such date be extended for 60 days, or until 09/09/2007, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 09/09/2007  
Thirty-day testimony period for party in position of plaintiff to close : 12/08/2007  
Thirty-day testimony period for party in position of defendant to close : 02/06/2008  
Fifteen-day rebuttal testimony period to close : 03/22/2008

The grounds for this request are as follows:

- *The parties are engaged in settlement discussions. In addition, counsel for Applicant has consented to an extension of time for Opposer to serve responses and objections to Applicant's discovery requests up to and including June 22, 2007.*

Baby Einstein Company, LLC, The has secured the express consent of all other parties to this proceeding for the extension requested herein.

Baby Einstein Company, LLC, The 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,

/Linda K. McLeod/

Linda K. McLeod

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