

ESTTA Tracking number: **ESTTA354644**

Filing date: **06/24/2010**

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

Proceeding	92051014
Party	Defendant "White Gold", LLC
Correspondence Address	Joshua B. Goldberg The Nath Law Group 112 S. West Street Alexandria, VA 22314 UNITED STATES dstarr@nathlaw.com, gbennett@nathlaw.com
Submission	Motion to Extend
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Date	06/24/2010
Attachments	Motion to Extend 6 24 2010.pdf (3 pages)(61404 bytes)

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

Registration Nos.: 3399843 & 3399844
Marks: WHITE GOLD & WHITE GOLD and design

MECKATZER LÖWENBRÄU)
BENEDIKT WEIß KG)
Petitioner,)
v.)
"WHITE GOLD", LLC)
Respondent.)

Cancellation No. 92051014

MOTION TO EXTEND

Respondent, "WHITE GOLD", LLC ("Respondent"), by counsel, hereby moves to extend the time to answer, discovery, disclosure, conferencing, trial and other dates in the above-captioned matter for a period of thirty (30) days, which would result in the following revised schedule:

Time to Answer	July 24, 2010
Deadline for Discovery Conference	August 16, 2010
Discovery Opens	August 16, 2010
Initial Disclosures Due	September 15, 2010
Expert Disclosures Due	January 13, 2011
Discovery Closes	February 12, 2011
Plaintiff's Pretrial Disclosures	March 29, 2011
Plaintiff's 30-day Trial Period Ends	May 13, 2011
Defendant's Pretrial Disclosures	May 28, 2011
Defendant's 30-day Trial Period Ends	July 11, 2011
Plaintiff's Rebuttal Disclosures	July 26, 2011
Plaintiff's 15-day Rebuttal Period Ends	August 26, 2011

The extension of time is necessary because the undersigned attorneys have only been recently appointed and require additional time to review the pleadings and discuss the matter with the Respondent. In addition, the Respondent is located in Russia, which causes delays in communications with the Respondent.

Finally, in consideration of the claims asserted by Petitioner, the undersigned attorneys need additional time to investigate whether the Petitioner acted with “unclean hands” in asserting a *bona fide* intent to use its marks with *all* of the goods listed in their Section 66(a) applications. Such circumstances have been found to be good cause under the Board Rules. See TBMP §§509.01, 1203.02(d)(appointment of new attorney and need to get instructions from foreign applicant).

Attorneys for Respondent contacted the attorney for Petitioner on June 18, 2010 to request consent to this Motion as the undersigned had been informed that settlement proceedings were ongoing between the parties. On June 22, 2010, the attorney for Petitioner indicated that he did not have authorization to consent to an extension and would notify the undersigned if circumstances changed. On June 24, 2010, the attorney for Petitioner indicated that his client does not consent to this Motion.

Date: June 24, 2010

Respectfully submitted,



Joshua B. Goldberg
H. David Starr
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Attorneys for Registrant

CERTIFICATE OF SERVICE

This is to certify that I am on this date serving a copy of the within and foregoing upon the attorney for Petitioner by depositing a true and correct copy of same in the United States Mail in an envelope with sufficient first class postage affixed thereon to ensure delivery, addressed as follows:

Robert M. Wasnofski, Jr.
Dorsey & Whitney LLP
250 Park Ave., 15th Floor
New York, NY 10177
UNITED STATES



H. David Starr
Attorney for Respondent

Date: June 24, 2010

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