

ESTTA Tracking number: **ESTTA388435**

Filing date: **01/14/2011**

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

Proceeding	92052200
Party	Defendant Pactiv Corporation
Correspondence Address	SUZANNE HENGL BAKER BOTTS LLP 30 ROCKEFELLER PLAZA NEW YORK, NY 10112 UNITED STATES paul.reilly@bakerbotts.com, nytmdpt@bakerbotts.com, marcia.woodall@bakerbotts.com,
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Suzanne Hengl
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Signature	/Suzanne Hengl/
Date	01/14/2011
Attachments	Motion to Extend.pdf (3 pages)(45925 bytes)

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

IN THE MATTER OF REGISTRATIONS

Marks : E-Z OVENWARE, EZ OVENWARE
Registrant : Pactiv Corporation
Reg. Nos. : 2933897, 3277106
Filed : September 13, 2001, August 4, 2005
Registered : March 15, 2005, August 7, 2007

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HUHTAMAKI, INC., :
: Petitioner :
: Cancellation No.: 92/052200
v. :
: Registration Nos.: 2,933,897
PACTIV CORPORATION, : 3,277,106
: Registrant. :
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**MOTION ON CONSENT TO
EXTEND DISCOVERY AND TRIAL DATES**

Registrant, Pactiv Corporation (“Pactiv” or “Registrant”), by its attorneys, hereby respectfully moves the Trademark Trial and Appeal Board (“Board”), with the consent of Petitioner, for an order extending the terms for discovery and testimony by sixty (60) days in accordance with the following schedule:

Deadline for Initial Disclosures	:	March 21, 2011
Expert Disclosures Due	:	July 19, 2011
Discovery Period to Close	:	August 18, 2011
Plaintiff’s Pretrial Disclosures	:	October 2, 2011
Plaintiff’s 30-day Trial Period Ends	:	November 16, 2011
Defendant’s Pretrial Disclosures	:	December 1, 2011
Defendant’s 30-day Trial Period Ends:		January 15, 2012

Plaintiff's Rebuttal Disclosures : January 30, 2012

Plaintiff's 15-day Rebuttal Period Ends: February 29, 2012

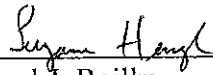
This extension of time is requested because the parties are engaged in settlement discussions. This motion is made in good faith and without any intention of causing a delay in this proceeding.

WHEREFORE, for the reasons stated and the good cause shown herein, Registrant, by its counsel and with Petitioner's consent, respectfully requests that the deadline for discovery and trial dates be extended and reset in accordance with the above schedule.

Respectfully submitted,

BAKER BOTTS L.L.P.

Dated: January 14, 2011

By: 
Paul J. Reilly
Suzanne Hengl
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Attorneys for Registrant,
Pactiv Corporation

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing, MOTION ON CONSENT TO EXTEND DISCOVERY AND TRIAL DATES, was served on the attorney for Petitioner via email, by agreement of the parties, at the following address: Bill.Kircher@huschblackwell.com.

on January 14, 2011

By: Suzanne Hengl
Suzanne Hengl