

ESTTA Tracking number: **ESTTA518469**

Filing date: **01/28/2013**

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

Proceeding	92053605
Party	Plaintiff SLG Productions, Inc.
Correspondence Address	DOREEN L COSTA BAKER BOTTS LLP 30 ROCKEFELLER PLZ FL 44 NEW YORK, NY 10112 4498 UNITED STATES suzanne.hengl@bakerbotts.com, nytmdpt@bakerbotts.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Suzanne Hengl
Filer's e-mail	suzanne.hengl@bakerbotts.com, nytmdpt@bakerbotts.com
Signature	/Suzanne Hengl/
Date	01/28/2013
Attachments	Request on consent for extension.pdf (4 pages)(13183 bytes)

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

In the matter of U.S. Registration No. 3,803,470
Application Serial No. 76/687893
Trademark: THE SAMURAI BLADE & Design
Registered on June 5, 2010

SLG PRODUCTIONS, INC.,	§	
	§	
Petitioner,	§	
	§	Cancellation No. 92053605
v.	§	
	§	
KABUSHIKI KAISHA ASABIRAKI	§	
	§	
Respondent.	§	

**MOTION ON CONSENT TO EXTEND DEADLINES FOR
PRETRIAL DISCLOSURES AND TESTIMONY PERIODS**

Petitioner, SLG Productions, Inc. (“SLG” or “Petitioner”), by its attorneys, hereby respectfully moves the Trademark Trial and Appeal Board (“Board”), with the consent of Respondent, Kabushiki Kaisha Asabiraki (“Asabiraki” or “Respondent”), for an order extending the deadlines for pretrial disclosures and testimony periods by thirty (30) days in accordance with the following schedule:

Plaintiff’s Pretrial Disclosures	:	February 27, 2013
Plaintiff’s 30-day Trial Period Ends	:	April 13, 2013
Defendant’s/Counterclaim Plaintiff’s Pretrial Disclosures	:	April 28, 2013
Defendant’s/Counterclaim Plaintiff’s 30-day Trial Period Ends	:	June 12, 2013
Plaintiff’s/Counterclaim Defendant’s Rebuttal Disclosures	:	June 27, 2013

30-day Trial and Rebuttal Testimony Period for Plaintiff/Counterclaim Defendant Ends	:	August 11, 2013
Counterclaim Plaintiff's Rebuttal Disclosures	:	August 26, 2013
Counterclaim Plaintiff's 15-day Rebuttal Period Ends	:	September 25, 2013
Plaintiff's Trial Brief	:	November 24, 2013
Defendant's/Counterclaim Plaintiff's Brief	:	December 24, 2013
Plaintiff's Reply and Counterclaim Defendant's Brief	:	January 23, 2014
Counterclaim Plaintiff's Brief	:	February 7, 2014

This extension of time is requested because the parties are engaged in settlement negotiations. Petitioner circulated a formal settlement proposal to Respondent on December 10, 2012. Respondent provided feedback on the proposal in mid-January, and a revised proposal was sent to Respondent on January 24, 2013. In order to conserve the resources of the parties and the Board, and to expedite an amicable resolution of this matter, Petitioner respectfully requests, and Respondent consents to, extend all dates by 30 days to determine whether this matter can be settled prior to entering into the trial phase of this proceeding. "Ordinarily, a consented motion to extend or reopen will be granted by the Board." TBMP § 509.02.

There is no danger of prejudice to either party, as this motion is requested jointly. Moreover, this motion is made in good faith and without any intention of causing a delay in this proceeding, and the brief extension requested should not adversely impact these proceedings.

WHEREFORE, for the reasons stated and the good cause shown herein, Petitioner, by its counsel and with Respondent's consent, respectfully requests that the deadlines for pretrial disclosures and testimony periods be extended and reset in accordance with the above schedule.

Respectfully submitted,

BAKER BOTTS L.L.P.

Date: January 28, 2013

By: /s/ Suzanne Hengl
Doreen L. Costa
Suzanne M. Hengl
30 Rockefeller Plaza
New York, NY 10112
Telephone: (212) 408-2500

Attorneys for Petitioner
SLG PRODUCTIONS, INC.

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below, a true and accurate copy of the foregoing MOTION ON CONSENT TO EXTEND DEADLINES FOR PRETRIAL DISCLOSURES AND TESTIMONY PERIODS was served via email on counsel of record for Respondent, Kabushiki Kaisha Asabiraki, as follows:

Robert W. Adams, Esq.
Nixon & Vanderhye PC
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808

Dated: January 28, 2013

/s/ Suzanne Hengl
Suzanne Hengl