

ESTTA Tracking number: **ESTTA400186**

Filing date: **03/28/2011**

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

Proceeding.	92053630
Applicant	Defendant Otto GmbH & Co. KG
Other Party	Plaintiff OTTO International, Inc.

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

The Defendant's Time to Answer is currently set to close on 03/28/2011. Otto GmbH & Co. KG requests that such date be extended for 30 days, or until 04/27/2011, and that all subsequent dates be reset accordingly.

Time to Answer :	04/27/2011
Deadline for Discovery Conference :	05/27/2011
Discovery Opens :	05/27/2011
Initial Disclosures Due :	06/26/2011
Expert Disclosure Due :	10/24/2011
Discovery Closes :	11/23/2011
Plaintiff's Pretrial Disclosures :	01/07/2012
Plaintiff's 30-day Trial Period Ends :	02/21/2012
Defendant's Pretrial Disclosures :	03/07/2012
Defendant's 30-day Trial Period Ends :	04/21/2012
Plaintiff's Rebuttal Disclosures :	05/06/2012
Plaintiff's 15-day Rebuttal Period Ends :	06/05/2012

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Otto GmbH & Co. KG has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Otto GmbH & Co. KG 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,

/Eric T. Fingerhut/

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