

ESTTA Tracking number: **ESTTA533550**

Filing date: **04/22/2013**

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

Proceeding.	92054702
Applicant	Defendant Fancy Foods, Inc.
Other Party	Plaintiff Levoni S.p.A.

## 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 04/24/2013. Fancy Foods, Inc. requests that such date be extended for 30 days, or until 05/24/2013, and that all subsequent dates be reset accordingly.

Time to Answer :	05/24/2013
Deadline for Discovery Conference :	06/23/2013
Discovery Opens :	06/23/2013
Initial Disclosures Due :	07/23/2013
Expert Disclosure Due :	11/20/2013
Discovery Closes :	12/20/2013
Plaintiff's Pretrial Disclosures :	02/03/2014
Plaintiff's 30-day Trial Period Ends :	03/20/2014
Defendant's Pretrial Disclosures :	04/04/2014
Defendant's 30-day Trial Period Ends :	05/19/2014
Plaintiff's Rebuttal Disclosures :	06/03/2014
Plaintiff's 15-day Rebuttal Period Ends :	07/03/2014

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Fancy Foods, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Fancy Foods, Inc. 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,  
/tmg/

Thomas M. Galgano  
tmgalgano@galganoiplaw.com, office@galganoiplaw.com  
cmott@vorys.com, iplaw@vorys.com  
04/22/2013