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

Proceeding	92057132
Party	Plaintiff Tao Licensing, LLC
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Submission	Motion to Extend
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Date	03/07/2016
Attachments	2016-03-07, Petitioner Tao Licensing's Motion for an Extension of Time.pdf(10627 bytes)

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

In the Matter of U.S. Trademark Registration No. 4,169,245

TAO LICENSING, LLC

Petitioner,

v.

BENDER CONSULTING LTD.
d/b/a ASIAN PACIFIC BEVERAGES,

Respondent.

Cancellation No. 92057132

Mark: TAO VODKA

Serial No. 85/367,535

Registered: July 3, 2012

Motion for an Extension of Remaining Trial Periods Without Consent

Petitioner, Tao Licensing, LLC (“Petitioner” or “Tao Licensing”), by and through its undersigned counsel, hereby respectfully requests that the Trademark Trial and Appeal Board extend the time of all remaining deadlines in this proceeding by one week, so that the following schedule will apply:

Plaintiff’s Rebuttal Disclosures: 03/12/2016

Plaintiff’s 15-day Rebuttal Period Ends: 04/11/2016

The grounds for this request is that the Petitioner is unable to complete its rebuttal disclosures in the previously assigned period. Respondent, Bender Consulting Ltd. d/b/a Asian Pacific Beverages (“Respondent”) filed the declaration of Marcus Bender’s on its final day of Respondent’s trial disclosure deadline of February 19 (which was not received by Petitioner until several days later). Petitioner’s counsel has diligently been trying to identify a witness that can provide testimony to rebut certain portions of Mr. Bender’s declaration, and believes it might have identified an appropriate person, but needs a few days to ascertain whether this person is appropriate. It is impossible to conceive of any prejudice Respondent would suffer by reason of

this short postponement. The undersigned counsel emailed counsel for Respondent earlier today to see if he would consent to this short extension, but we have not received a response.

This Motion is made for good cause, for the foregoing reasons, and is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office. Further, no party will be prejudiced by this short requested extension. Therefore, Petitioner respectfully requests that this Motion be granted.

Respectfully submitted,

Dated: March 7, 2016

KENYON & KENYON LLP

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*Attorney for Petitioner,
Tao Licensing, LLC*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of *Motion for an Extension of Remaining Trial Periods Without Consent* was served by first class mail, postage prepaid, upon Registrant's counsel of record on the 7 day of March, 2016, at the following address:

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