

ESTTA Tracking number: **ESTTA702363**

Filing date: **10/14/2015**

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

Proceeding	92057182
Party	Defendant Pasquale Rotella and Insomniac Holdings, LLC
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Submission	Stipulated/Consent Motion to Extend
Filer's Name	Christopher T. Varas
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Signature	/Christopher T. Varas/
Date	10/14/2015
Attachments	Joint Motion to Continue Case Deadlines.pdf(19102 bytes)

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

In the Matter of Registration Nos. 3,777,422 and 4,090,760
Marks: ELECTRIC DAISY CARNIVAL; EDC
Issued: April 20, 2010; January 24, 2012

Stephen R. Enos.)	
)	Cancellation No. 92057182
Petitioner,)	
)	
v.)	
)	
Pasquale Rotella and)	
Insomniac Holdings, LLC,)	
)	
Respondents.)	
_____)	

Commissioner for Trademarks
TTAB – BOX FEE
P.O. Box 1451
Alexandria, Virginia 22313-1451

JOINT MOTION TO CONTINUE CASE DEADLINES

Petitioner Stephen Enos and Respondents Pasquale Rotella and Insomniac Holdings, LLC, through their counsel of record, jointly move the Board as follows:

WHEREAS, discovery is currently scheduled to close in this case on October 28, 2015; and

WHEREAS, Petitioner intends to amend his petition to be more congruent with the petition filed in Cancellation Proceeding No. 92061310, *Gary Richards v. Insomniac Holdings, LLC*, which involves the same ELECTRIC DAISY CARNIVAL mark as this proceeding; and

WHEREAS, the parties in this matter are in the process of scheduling third party depositions that will be more convenient for the witnesses to schedule in November and December than between now and October 28; and

WHEREAS, the parties agree that under these circumstances it makes sense to re-set the dates in this proceeding to align with the current scheduling order in Cancellation Proceeding No. 92061310 now so that they can coordinate scheduling for dates in November and December while Mr. Enos finishes preparing his amended petition.

NOW THEREFORE, the parties jointly request that the Board order that the schedule in this matter be re-set to align with the dates in the current scheduling order in Cancellation Proceeding No. 92061310 as set forth below:

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Expert Disclosures Due:	11/27/2015
Discovery Closes:	12/27/2015
Plaintiff's Pretrial Disclosures:	2/10/2016
Plaintiff's 30-Day Trial Period Ends:	3/26/2016
Defendant's Pretrial Disclosures:	4/10/2016
Defendant's 30-Day Trial Period Ends:	5/25/2016
Plaintiff's Rebuttal Disclosures:	6/9/2016
Plaintiff's 15-Day Rebuttal Period Ends:	7/9/2016

DATED: October 14, 2015

Respectfully submitted,

KILPATRICK TOWNSEND & STOCKTON LLP

By: *Christopher T. Varas*

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CERTIFICATE OF MAILING

I hereby certify that on October 14, 2015, a true and correct copy of the foregoing
JOINT MOTION TO CONTINUE CASE DEADLINES has been served by first class mail
on:

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/Jessica Wilson/

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