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

Proceeding	92058950
Party	Plaintiff PDR Cigars USA Inc.
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Submission	Motion to Extend
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Date	04/11/2019
Attachments	Motion for Extension of Time for Trial Brief.pdf(133859 bytes )

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

Reg. No. 3,973,382

For the mark FLOR DE FLOREZ

Registered on the Official Registry June 07, 2011

PDR CIGARS USA, INC.,

Petitioner,

v.

CANCELLATION NO 92058950

VARIETY HOUSE DIST., LLC,

Registrant.

**PETITIONER'S MOTION FOR EXTENSION OF TIME TO FILE TRIAL BRIEF**

Petitioner, PDR Cigars USA, Inc. ("PDR"), by and through undersigned counsel, respectfully requests a fourteen (14) day extension of time to file its trial brief pursuant to TBMP §509.01(f)(2), and in support thereof states as follows:

The deadline for Petitioner to file its Main Brief (the "Brief") is April 15, 2019. However, the undersigned is scheduled for oral arguments in *Citizens for the Fair Use v. Ocala Horse Properties* (TTAB Cancellation 92061767) on Monday, April 15, the current deadline. Due to the press of pending litigation, including but not limited to, the above referenced matter and travel required, PDR requests additional time to complete and file its Brief.

**MEMORANDUM OF LAW**

"When an act may or must be done within a specified time, the court may, for good cause, extend the time: (A) with or without motion or notice if the court acts, or if a request is made, before the original time or its extension expires." See Fed.R.Civ.P. 6(b)(1). The deadline for PDR's Main Brief has not yet passed. PDR has not abused the privilege of obtaining an extension of time for which to file its Brief.

The undersigned has conferred Registrant who indicates that it does not agree to PDR's Motion for Extension of Time.

WHEREFORE, Petitioner, PDR Cigars USA, Inc., respectfully requests that the Board extend the deadline for Petitioner to file its Main Brief by fourteen (14) days, up to and including April 29, 2019, and grant such other reasonable relief as the Board deems just and proper.

April 11, 2019

By: s/GUSTAVO SARDIÑA

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 11th day of April, 2019 a true and correct copy of the foregoing was served via email and US Mail on Registrant to:

VARIETY HOUSE DIST., LLC  
3450 S OCEAN BLVD  
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