

ESTTA Tracking number: **ESTTA961891**

Filing date: **03/21/2019**

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

Proceeding No.	92070311
Filing Party	Defendant Glenn Garamella
Other Party	Plaintiff Naked Whey Inc.
Pending Motion	There is no motion currently pending and no other motion is being filed concurrent with this consent motion.

### Consent Motion to Extend

The Time to Answer is currently set to close on 03/21/2019. Glenn Garamella requests that such date be extended for 30 days, or until 04/20/2019, and that all subsequent dates be reset accordingly.

Time to Answer	04/20/2019
Deadline for Discovery Conference	05/20/2019
Discovery Opens	05/20/2019
Initial Disclosures Due	06/19/2019
Expert Disclosures Due	10/17/2019
Discovery Closes	11/16/2019
Plaintiff's Pretrial Disclosures Due	12/31/2019
Plaintiff's 30-day Trial Period Ends	02/14/2020
Defendant's Pretrial Disclosures Due	02/29/2020
Defendant's 30-day Trial Period Ends	04/14/2020
Plaintiff's Rebuttal Disclosures Due	04/29/2020
Plaintiff's 15-day Rebuttal Period Ends	05/29/2020
Plaintiff's Opening Brief Due	07/28/2020
Defendant's Brief Due	08/27/2020
Plaintiff's Reply Brief Due	09/11/2020
Request for Oral Hearing (optional) Due	09/21/2020

The grounds for this request are as follows:

- *The parties fully executed a Settlement Agreement on March 19, 2019, wherein Defendant has agreed to Voluntarily Cancel one of the two federal trademark registrations that are the subject of the present cancellation proceeding, in consideration for Petitioner agreeing to subsequently file a stipulation with the TTAB dismissing the present proceeding (No. 92070311). As today (March 21, 2019) is the deadline for Defendant's filing of an Answer, and Defendant's counsel requires additional time to prepare and submit the Voluntary Cancellation via ESTTA (as well as to obtain the written consent of Petitioner's counsel, per 37 CFR 2.134(a)), the parties have consented to a 30-day extension to provide the necessary time to perform/comply in accordance with the provisions of the Agreement.*

Glenn Garamella has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

### Certificate of Service

The undersigned hereby certifies that a copy of this filing has been served upon all parties, at their address of record by Email on this date.

Respectfully submitted,

/glenn gold/

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03/21/2019