



ESTTA Tracking number: **ESTTA1210876**

Filing date: **05/23/2022**

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

Proceeding no.	92073049
Party	Plaintiff Pax Labs, Inc.
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Submission	Stipulated/Consent Motion to Extend
Filer's name	Kelu L. Sullivan
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Signature	/KLS/
Date	05/23/2022
Attachments	05.23.22 Motion to Extend.pdf(141615 bytes)

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

<p>PAX LABS, INC.,</p> <p align="center">Petitioner,</p> <p align="center">v.</p> <p>SHENZHEN TOPGREEN TECHNOLOGY CO., LTD.,</p> <p align="center">Respondent.</p>	<p>Cancellation No.: 92073049</p> <p>Mark: </p> <p>Reg. No.: 4654719 Issued: December 16, 2014</p> <p>Mark: </p> <p>Serial No.: 5156688 Issued: March 7, 2017</p>
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MOTION TO EXTEND PROCEEDINGS WITH CONSENT

Petitioner Pax Labs, Inc. respectfully requests that the Board extend the case deadlines by sixty (60) days and reset all deadlines as set forth below.

Deadline to Answer	CLOSED
Deadline for Discovery Conference	CLOSED
Discovery Opens	CLOSED
Initial Disclosures Due	July 20, 2022
Expert Disclosures Due	November 17, 2022
Discovery Closes	December 17, 2022
Plaintiff's Pretrial Disclosures	January 31, 2023
Plaintiff's 30-day Trial Period Ends	March 17, 2023
Defendant's Pretrial Disclosures	April 1, 2023
Defendant's 30-day Trial Period Ends	May 16, 2023

Plaintiff's Rebuttal Disclosures	May 31, 2023
Plaintiff's 15-day Rebuttal Period Ends	June 30, 2023
Plaintiff's Opening Brief	August 29, 2023
Defendant's Brief	September 28, 2023
Plaintiff's Reply Brief	October 13, 2023

This request is not filed for purposes of delay. On May 16, 2022, Respondent filed a Change of Correspondence Address through ESTTA. Petitioner reached out to Respondent's new counsel to continue settlement discussions, but Respondent's counsel responded that that they only intended to record the Change of Correspondence Address with respect to Registration No. 4654719, and had filed the Change of Correspondence Address with ESTTA in error. Respondent's new counsel of record is working to correct this error, but provided their consent to extend the deadline so the parties are not prejudiced by this error. Accordingly, the parties submit that good cause exists to grant the extension.

Respondent consented to this request in an email exchange with Petitioner's counsel on May 23, 2022.

Accordingly, Petitioner respectfully requests that the dates be reset as set forth above.

Respectfully submitted,

Dated: May 23, 2022

/Kelu L. Sullivan/

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CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing MOTION TO EXTEND PROCEEDINGS WITH CONSENT was served by email on this 23rd day of May 2022 upon Opposer at the following email addresses of record:

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/Larry L. White/
Larry L. White
Litigation Case Manager