

ESTTA Tracking number: **ESTTA1366074**Filing date: **06/20/2024**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding no.	92066411
Party	Defendant Oneida Indian Nation
Correspondence address	LINDA K MCLEOD KELLY IP LLP 1300 19TH ST NW SUITE 300 WASHINGTON, DC 20036 UNITED STATES Primary email: linda.mcleod@kelly-ip.com Secondary email(s): lit-docketing@kelly-ip.com, clint.taylor@kelly-ip.com, jason.joyal@kelly-ip.com, rob.litowitz@kelly-ip.com 202-808-3570
Submission	Stipulated/Consent Motion to Extend
Filer's name	Lauren Jancuska
Filer's email	linda.mcleod@kelly-ip.com, lit-docketing@kelly-ip.com, clint.taylor@kelly-ip.com, jason.joyal@kelly-ip.com, rob.litowitz@kelly-ip.com
Signature	/Lauren Jancuska/
Date	06/20/2024
Attachments	Oneida - Motion to Extend.pdf(517742 bytes)

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

<p>ONEIDA NATION,</p> <p style="text-align: center;">Petitioner/Counterclaim-Defendant</p> <p style="text-align: center;">v.</p> <p>ONEIDA INDIAN NATION,</p> <p style="text-align: center;">Respondent/Counterclaim-Plaintiff</p>	<p>Cancellation No.: 92066411</p> <p>Marks:</p> <p>ONEIDA INDIAN NATION Reg. No. 2309491 ONEIDA Reg. No. 4808677 ONEIDA Reg. No. 4813028</p>
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CONSENTED MOTION TO EXTEND DATES

Discovery is set to close on June 28, 2024. Oneida Indian Nation (“Respondent”) requests that the Board extend all deadlines by ninety (90) days and reset all dates as shown below so that the parties can continue settlement negotiations.

Time to Answer Counterclaim	CLOSED
Deadline for Discovery Conference	CLOSED
Discovery Opens	CLOSED
Initial Disclosures Due	CLOSED
Expert Disclosure Due	CLOSED
Discovery Closes	09/26/2024
Plaintiff’s Pretrial Disclosures	11/10/2024
Plaintiff’s 30-day Trial Period Ends	12/25/2024
Defendant/Counterclaim Plaintiff’s Pretrial Disclosures	01/09/2025
Defendant/Counterclaim Plaintiff’s 30-day Trial Period Ends	02/23/2025
Plaintiff/Counterclaim Defendant’s Rebuttal Disclosures	03/10/2025
Plaintiff/Counterclaim Defendant’s 30-day Rebuttal Period Ends	04/24/2025
Counterclaim Plaintiff’s Rebuttal Pretrial Disclosures	05/09/2025

Counterclaim Plaintiff's 15-day Rebuttal Period Ends	06/08/2025
Plaintiff's Opening Brief Due	08/07/2025
Defendant/Counterclaim Plaintiff's Brief Due	09/06/2025
Plaintiff/Counterclaim Defendant's Reply Brief Due	10/06/2025
Counterclaim Plaintiff Reply Brief Due	10/21/2025
Request for Oral Hearing	10/31/2025

This request is not filed for purposes of delay and good cause exists for the Board to grant the extension. The parties are engaged in ongoing, bilateral settlement discussions and need additional time to finalize settlement. An extension of deadlines will allow the parties time to focus on resolving this matter and thus save the time and resources of both parties and the Board. Since January, the parties have communicated numerous times by email and/or video conference regarding settlement, including exchanging draft settlement terms, reviewing and revising a draft settlement agreement and conferring regarding the same. The following are representative dates when the parties and/or counsel have conferred regarding settlement: January 2, 2024 (email), January 4, 2024 (video conference), January 25, 2024 (email), February 5, 2024 (email), February 8, 2024 (email), February 15, 2024 (email), February 16, 2024 (email), February 27, 2024 (email), March 14, 2024 (email), March 15, 2024 (email), March 18, 2024 (email), March 19, 2024 (video conference), April 11, 2024 (email), April 14, 2024, May 8, 2024, May 20, 2024 (email), May 28, 2024 (email), May 29, 2024 (email), and June 11, 2024 (email).

The parties have reached an agreement on the primary terms of an agreed resolution, but the specific details of a final settlement agreement remain under negotiation. The parties are both sovereign governments, and assessment, review, and

approval of the terms of any binding agreement are subject to the policies and procedures of the two respective governments. For this reason, the parties are unable to provide a proposed specific timetable for resolution of the unresolved issues

Counsel for Petitioner, Christopher Liro, consented to this request in an email exchange with Respondent's counsel on June 19, 2024.

Accordingly, Respondent respectfully requests all dates be reset as set forth above.

Respectfully Submitted,

Dated: June 20, 2024

By: /Lauren Jancuska/

Linda K. McLeod
linda.mcleod@kelly-ip.com
Lauren Jancuska
lauren.jancuska@kelly-ip.com
Saul Cohen
saul.cohen@kelly-ip.com
Kelly IP, LLP
1300 19th Street, NW, Suite 420
Washington, D.C. 20036
Telephone: (202) 808-3570
Facsimile: (202) 354-5232

Attorneys for Respondent

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing CONSENTED MOTION TO EXTEND DATES was served by e-mail on the 20th day of June 2024 upon counsel for Petitioner at the following:

chris.liro@andruslaw.com
mariam@andruslaw.com
cathym@andruslaw.com
aaron@andruslaw.com

/Larry White/
Larry White
Litigation Case Manager