

ESTTA Tracking number: **ESTTA659889**

Filing date: **03/09/2015**

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

Proceeding	91206162
Party	Plaintiff Miss America Organization
Correspondence Address	CHARLES N QUINN FOX ROTHSCHILD LLP 747 CONSTITUTION DRIVE, SUITE 100 EXTON, PA 19341 UNITED STATES cquinn@foxrothschild.com, dmcgregor@foxrothschild.com, jdiguglielmo@foxrothschild.com, ipdocket@foxrothschild.com
Submission	Other Motions/Papers
Filer's Name	CHARLES N. QUINN
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Signature	/CHARLES N. QUINN/
Date	03/09/2015
Attachments	29237865_1_9 MARCH 2015 MAO SUBMISSION OF BODGE CONSENT TO SCHEDULE EXTENSION.PDF(117251 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

Miss America Organization	:	
	:	
Opposer	:	
v.	:	Opposition 91206162
	:	
	:	Application 85/414,806
	:	
Jessica Lee Bodge	:	Mark: LITTLE MISS OF AMERICA
	:	
Applicant	:	

**SUBMISSION OF CONSENT BY APPLICANT TO MOTION BY OPPOSER,
THE MISS AMERICA ORGANIZATION, TO RESET DATES
AND EXTEND COMMENCEMENT OF OPPOSER'S TESTIMONY PERIOD**

On 11 February 2015, the Miss America Organization ("Miss America"), the opposer in this trademark opposition proceeding, filed a motion with the Trademark Trial and Appeal Board to reset dates and thereby extend the date for commencement of Miss America's testimony period by sixty days. At that time, Miss America's testimony period was scheduled to open on 27 February and to close thirty days later, on 28 March 2015.

Accompanying that motion was a declaration of Miss America's counsel noting that Miss America had tried, without success, to contact the applicant, Ms. Bodge, to solicit her consent to the motion. At that time, Ms. Bodge had not returned any of Miss America's counsel's e-mail messages or telephone calls. As a result, Miss America could not, when the motion was filed, represent that the motion had the consent of the applicant.

Ms. Bodge, the applicant, has now replied to Miss America's counsel and has consented to the requested extension of the Miss America's testimony period. As evidence of this, there is attached to this paper an e-mail exchange ending on 6 March 2015 in which Ms. Bodge expresses her consent to the requested extension.

Miss America again respectfully request notification of grant of this motion, this time in view of the consent given by the applicant, Jessica Lee Bodge.

Respectfully submitted,

FOX ROTHSCHILD LLP

/Charles N. Quinn/

Charles N. Quinn

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Exton, PA 19341

Tel: 610-458-4984

cquinn@foxrothschild.com

Attorneys for Opposer, the Miss America Organization

Date: 9 March 2015

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

Miss America Organization	:	
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Jessica Lee Bodge	:	Mark: LITTLE MISS OF AMERICA
	:	
	:	
Applicant	:	

CERTIFICATE OF SERVICE

I, Charles N. Quinn, Esquire, hereby certify that, pursuant to the parties' agreement for electronic service, a true and correct copy of the foregoing:

**SUBMISSION OF CONSENT BY APPLICANT TO MOTION BY OPPOSER,
MISS AMERICA ORGANIZATION, TO RESET DATES
AND EXTEND COMMENCEMENT OF OPPOSER'S TESTIMONY PERIOD**

was served on Applicant as identified below, via electronic mail on 9 March 2015 at the email address below:

Jessica Lee Bodge
jessicabodge@msn.com
jessica@walittlemissofamerica.com

/Charles N. Quinn/
Charles N. Quinn

Quinn, Charles N.

From: Jessica Bodge <jessicabodge@msn.com>
Sent: Friday, March 06, 2015 1:26 AM
To: Quinn, Charles N.
Subject: Re: Miss America Organization v. Jessica Lee Bodge; Our File: 000432.40101

Yes this is fine my divorce mediation is this month so delaying this is fine with me. Please use the following email when contacting me please:

Jessica@walittlemissofamerica.com please file necessary papers for an agreed order

Thanks

Jessica

Sent from my iPhone

> On Feb 9, 2015, at 9:40 AM, Quinn, Charles N. <CQuinn@foxrothschild.com> wrote:

>

> Dear Ms. Bodge,

>

> We are approaching the opening of plaintiff's testimony period. I have been extremely busy with some patent infringement litigation and have not had time to deal with this case.

>

> I am therefore asking you to consent to an extension of the plaintiff's testimony period. This will have no effect on your required dates, other than to push everything back on the calendar.

>

> We have granted you numerous extensions for several things in the past in this and the now closed case; I would appreciate your return courtesy in this situation.

>

> I will be happy to file the required papers; all ask is a return email from you consenting to this request.

>

> Regards,

>

> Charlie Quinn

>

>

> Charles Quinn

> Partner

> Fox Rothschild LLP

> Eagleview Corporate Center

> 747 Constitution Drive, Suite 100, PO Box 673

> Exton, PA 19341

> (610) 458-4984 - direct

> (610) 458-7337- fax

> CQuinn@foxrothschild.com

> www.foxrothschild.com

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