

UNITED STATES PATENT AND TRADEMARK OFFICE
 TRADEMARK TRIAL AND APPEAL BOARD

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	X	
OMEGA, S.A.,	X	
	X	
Opposer,	X	
	X	
v.	X	Opp. No. 91,117,378
	X	Serial No. 75/282,523
PANCHACHARAM, SHAWN,	X	Mark: OMEGABYTE
	X	
Applicant.	X	
	X	
-----	X	

MOTION FOR EXTENSION OF TIME TO FILE PLAINTIFF'S BRIEF

The Opposer, Omega S.A., respectfully requests a 30-day extension of the deadline for the filing of its opening brief and the subsequent trial dates.

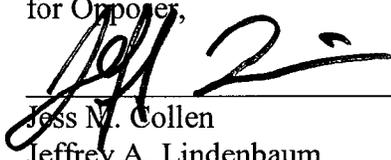
Opposer requests this time in an effort to finalize a proposed settlement agreement and reach an amicable resolution of this matter. The Parties in this action have exchanged a proposed written settlement agreement and need additional time to attempt to reach a final agreement on select language of the agreement.

Opposer's counsel has attempted to contact Applicant's counsel to obtain Applicant's consent for this motion, however, Applicant's counsel was unavailable and as of the filing of this motion has not responded to Opposer's messages. Opposer will notify the Board if consent for this motion is subsequently obtained from Applicant's counsel.

The trial calendar is thus as follows:

Plaintiff's brief shall be due: May 11, 2005
Defendants' brief shall be due: June 10, 2005
Plaintiff's reply brief, if any, shall be due: June 27, 2005

Respectfully submitted
for Opposer,



Jess M. Collen

Jeffrey A. Lindenbaum

COLLEN IP

Intellectual Property Law

The Holyoke-Manhattan Building

80 South Highland Avenue

Ossining, New York 10562

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(914) 941-6091 Fax

Attorney for Opposer

Dated: April 11, 2005

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Intellectual Property Law, P.C.

The Holyoke-Manhattan Building

80 South Highland Avenue

Town of Ossining

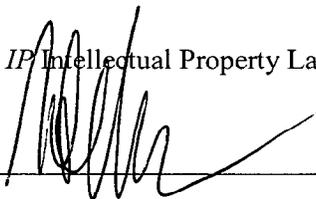
Westchester County, New York 10562

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 03-2465.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR TRADEMARKS, P.O. BOX 1451, ALEXANDRIA, VIRGINIA 22313-1451, THIS 11th DAY OF April, 2005.

COLLEN IP Intellectual Property Law, P.C.

BY: _____

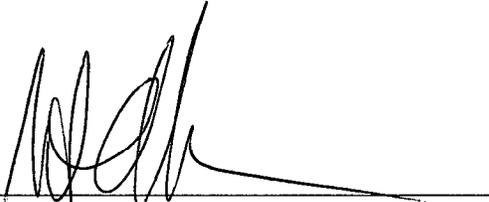


DATE: _____

APRIL 11, 2005

CERTIFICATE OF SERVICE

I, Peter E. Mulhern, hereby certify that a copy of the foregoing MOTION FOR EXTENSION OF TIME has been served via first class mail, postage prepaid, as well as via facsimile, on Steven D. Smit, Esq., Graves Dougherty Hearon & Moody, 515 Congress Avenue, Suite 2300, Austin, Texas 78701, on the 11th day of April, 2005.



Peter E. Mulhern