

TTAB

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



EXXON MOBIL CORPORATION,

§
§
§
§
§
§
§
§

Opposer,

12-23-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #30

v.

Opposition No. 120,519

DataWorx, B.V.

Applicant.

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Trademarks, 2900-Crystal Drive, Arlington, VA 22202-3513, on the date below:

December 17, 2002 *Steve Meleen*
Date Stephen P. Meleen

DEC 31 AM 9:30
TRIAL AND

**AGREED MOTION TO EXTEND TIME
FOR DISCOVERY AND OTHER TRIAL DATES**

Box TTAB No Fee
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Opposer Exxon Mobil Corporation respectfully requests a sixty (60) day extension of time for completion of discovery in the proceeding captioned above, and for all other trial dates in this case. This extension is sought in order to permit the parties to complete ongoing discovery, which involves a large volume of documents and an applicant based outside the United States.

On December 16, 2002, Applicant's counsel Julian Burke stipulated to this requested extension and authorized the filing of this agreed motion on Applicant's behalf. Upon granting of this motion, the following time periods shall apply:

The period for discovery to close February 28, 2003

Testimony period for party in position of plaintiff to close (opening 30 days prior thereto) May 29, 2003

9

Testimony period for party
in position of defendant to close
(opening 30 days prior thereto)

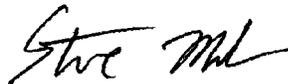
July 28, 2003

Rebuttal testimony period to close
(opening 15 days prior thereto)

September 11, 2003

Pursuant to TBMP § 106.03, Opposer submits the original and two copies of this motion.

Respectfully submitted,



Louis T. Pirkey
William G. Barber
Stephen P. Meleen
FULBRIGHT & JAWORSKI
600 Congress Ave., Suite 2400
Austin, Texas 78701
Tel: (512) 474-5201
Fax: (512) 536-4598

ATTORNEYS FOR OPPOSER

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing AGREED MOTION TO EXTEND TIME FOR DISCOVERY AND OTHER TRIAL DATES was served upon Applicant's counsel Julian Burke, Collen Law Associates, P.C., 80 South Highland Avenue, Ossining, New York 10562, by first class mail with postage fully prepaid thereon, on December 17, 2002.



Stephen P. Meleen