

ESTTA Tracking number: **ESTTA18819**

Filing date: **11/08/2004**

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

Proceeding	91120519
Party	Plaintiff EXXON MOBIL CORPORATION
Correspondence Address	STEPHEN P. MELEEN & LOUIS T. PIRKEY FULBRIGHT & JAWORSKI L.L.P. 600 CONGRESS AVENUE, SUITE 2400 AUSTIN, TX 78701
Submission	Agreed Motion to Extend Time of Testimony Period and Other Trial Dates
Filer's Name	Stephen P. Meleen
Filer's e-mail	smeleen@fulbright.com, eolson@fulbright.com, aotrademark@fulbright.com
Signature	/spm/
Date	11/08/2004
Attachments	Digital_.pdf (3 pages)

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

EXXON MOBIL CORPORATION,	§	
	§	
Opposer,	§	
	§	
v.	§	Opposition No. 91120519
	§	
DataWorx, B.V.,	§	
	§	
Applicant.	§	

**AGREED MOTION TO EXTEND TIME
OF TESTIMONY PERIOD AND OTHER TRIAL DATES**

Opposer Exxon Mobil Corporation (“ExxonMobil”) respectfully requests an additional sixty (60) day extension of time for the opening and closing of the parties testimony periods in the proceeding captioned above, and for all other trial dates in this case. This extension is sought to allow the parties to arrange for the scheduling of depositions during their respective testimony periods.

On November 4, 2004, Applicant’s counsel Jess M. Collen 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	CLOSED
Testimony period for party in position of plaintiff to close (opening 30 days prior thereto)	February 5, 2005
Testimony period for party in position of defendant to close (opening 30 days prior thereto)	April 6, 2005

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

May 21, 2005

Respectfully submitted,

 11/8/04

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 OF TESTIMONY PERIOD AND OTHER TRIAL DATES was served upon Applicant's counsel Jess M. Collen, Collen Law Associates, P.C., 80 South Highland Avenue, Ossining, New York 10562, by first class mail with postage fully prepaid thereon, on November 8, 2004.


Eric R. Olson