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ET914493628US

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



08-11-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #66

X/OPEN COMPANY LIMITED,

Opposer,

Opposition No.: 122,254

vs.

Application Serial No.: 75/680,034

WAYNE R. GRAY,

Mark: INUX

Applicant.

**APPLICANT'S REQUEST FOR EXTENSION  
OF DISCOVERY AND TESTIMONY PERIODS**

Applicant Wayne R. Gray, by and through his undersigned counsel, requests that the schedule in this matter be extended sixty (60) days as follows:

Period for discovery to close	October 7, 2003
Testimony period for party in position of plaintiff to close (opening 30 days prior thereto)	January 6, 2004
Testimony period for party in position of defendant in opposition and plaintiff in the counterclaim to close (opening 30 days prior thereto)	March 8, 2004
Rebuttal testimony period for defendant in the counterclaim and plaintiff in the opposition to close (opening 30 days prior thereto)	May 11, 2004
Rebuttal testimony period for defendant in the opposition to close (opening 15 days prior thereto)	June 8, 2004

In accordance with the above schedule, briefs shall be due as follows:

Brief for plaintiff in the opposition	August 10, 2004
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Brief for defendant in the opposition and plaintiff in the counterclaim

September 15, 2004

Brief for defendant in the counterclaim and reply brief, if any, for plaintiff in the opposition

October 19, 2004

Reply brief, if any, for plaintiff in the counterclaim

November 9, 2004

Applicant still has additional investigation and discovery to complete, and it is believed that opposer would like to submit discovery as well, although the undersigned counsel for applicant has not been able to reach opposer's counsel to confirm that or to discuss this extension request.

WHEREFORE it is respectfully requested that the schedule in this matter be reset as shown above.

Respectfully submitted,



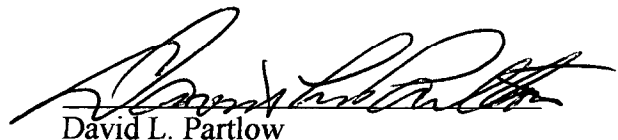
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Counsel for Applicant

**CERTIFICATE OF EXPRESS MAILING**

"Express Mail" mailing label number: ET914493628US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Trademarks, BOX NO FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on

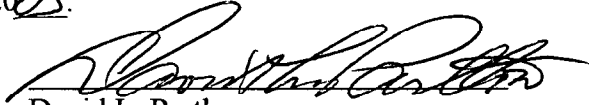
Aug. 7, 2003.



David L. Partlow

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document has been furnished by U.S. Mail to Evan A. Raynes, Esquire, at Finnegan, Henderson, Farabow, Garrett, & Dunner, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005, this 7<sup>th</sup> day of August, 2003.

  
David L. Partlow