

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

In the matter of
Trademark Application on Serial No. 75/925,313
Filed: February 9, 2000
Published: November 7, 2000
Mark: NETRAQ

SUN MICROSYSTEMS, INC.

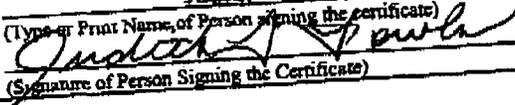
Opposer,

Opposition No. 123,455

v.

**MCM INTEGRATED
TECHNOLOGIES LTD.,**

Applicant.

Express Mail mailing label No.	<u>EV076180735US</u>
Date of Deposit	<u>April 5, 2002</u>
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: Assistant Commissioner for Trademark, 2900 Crystal Dr., Arlington, VA 22202-3513.	
<u>Judith G. Fowler</u>	
(Type or Print Name, of Person signing the certificate)	
	
(Signature of Person Signing the Certificate)	

TTAB BOX NO FEE
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

**OPPOSER SUN MICROSYSTEMS, INC.'S MOTION TO COMPEL
APPLICANT'S PRODUCTION OF DOCUMENTS
AND RESPONSES TO INTERROGATORIES AND TO EXTEND
TESTIMONY PERIODS**

Opposer Sun Microsystems, Inc. ("Opposer" or "Sun") hereby moves the Trademark Trial and Appeal Board for an Order, pursuant to Rule 37 of the Federal Rules of Civil Procedure and Rule 2.120(e) of the Trademark Rules of Practice of the Patent and Trademark Office,

compelling Applicant MCM Integrated Technologies Ltd. to produce certain relevant and properly discoverable documents and provide responses to interrogatories. Opposer further moves for an order extending the testimony periods in this matter, such that Opposer's testimony period shall commence 30 days from the date of the Board's order on this Motion. This Motion is based on the accompanying Memorandum of Law in Support of Opposer's Motion to Compel, the accompanying Declaration of Jedediah Wakefield, and the materials on file in this proceeding.

Dated: April 5, 2002

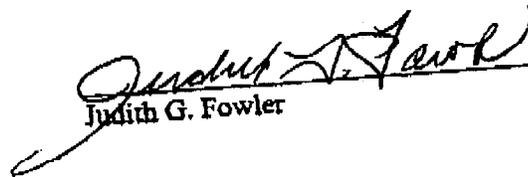


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SUN MICROSYSTEMS, INC.

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Opposer Sun Microsystems, Inc.'s Motion to Compel Applicant's Production of Documents and Responses to Interrogatories and to Extend Testimony Periods was served this 5th of April, 2002, by first class mail, postage prepaid, upon:

Richard C. Nielsen, Barrister & Solicitor, Stewart, Aulinger & Company, 1200 -805 West Broadway, Vancouver, British Columbia, V5Z 1K1, Canada


Judith G. Fowler

19370/00000/LIT/1126876.1



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FACSIMILE TRANSMISSION

CONFIDENTIAL

DATE: June 24, 2002

CLIENT-MATTER NO.: 23309-00401

TO:	NAME	FAX NO.	PHONE NO.
	LaToya Johnson Trademark Trial and Appeal Board	703-746-8164	703-308-9300 X122

FROM: Jedediah Wakefield PHONE: (415) 875-2331

SENT BY: Judi Fowler PHONE: (415) 875-2337

RE: Opposition No. 123,455

NUMBER OF PAGES WITH COVER PAGE: 4	ORIGINAL WILL NOT FOLLOW
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MESSAGE:

Motion to Compel is attached per your voicemail.

23309/00401/LIT/1134907.1

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