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



08-07-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #71

In the matter of:  
Application Serial No. 75/378,779

Published in the Official Gazette:  
July 3, 2001

C. H. OSTFELD S.A.S. )  
DI OSTFELD CLAUDE HERBERT, )  
 )  
Opposer, )  
 )  
v. )  
 )  
IOMEGA CORPORATION, )  
 )  
Applicant. )

Opposition No.: 124,176

Docket No.: 2865-351

TRADEMARK TRIAL AND  
APPEAL BOARD  
02 AUG 13 AM 8:44

Assistant Commissioner for Trademark  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

**MOTION TO EXTEND TESTIMONY PERIODS**

Opposer, through its counsel, hereby moves for an extension of the testimony periods in the above-identified Opposition by a period of two (2) months as follows:

Testimony Period for party in position of Plaintiff to close (opening 30 days prior thereto): October 15, 2002

Testimony Period for party in position of Defendant to close (opening 30 days prior thereto): December 14, 2002

Rebuttal Testimony Period to close (opening 15 days prior thereto): January 28, 2003

The reason for this requested extension is that the parties are exploring settlement of this opposition and drafts of a Settlement Agreement have been exchanged between the parties. Accordingly, additional time is needed effect final settlement of this matter.

Counsel for Applicant has consented to this extension of time.

It is submitted that good cause has been shown for the requested further two month extension of the testimony periods. Favorable consideration of this motion, therefore, is earnestly solicited.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

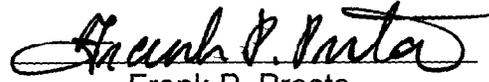
August 7, 2002

By:   
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Attorney for Opposer

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FPP:cr

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Motion to Extend Testimony Periods was served by the U.S. Postal Service, First Class mail, on John E. Delaney at Parsons Behle & Latimer, 201 South Main Street, Suite 1800, Salt Lake City, Utah 84111-2218 this 7<sup>th</sup> August, 2002.

  
Frank P. Presta