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U.S. Patent & TMOrc/TM Mail Rcpt Dt. #58

TTAB

5569-52574

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

The Chamberlain Group, Inc.

Opposer,

v.

Datron/Transco, Inc.

Applicant,

) I hereby certify that this paper is being deposited with  
) the United States Postal Service as first class mail in an  
) envelope addressed to: Box TTAB No Fee, Assistant  
) Commissioner for Trademarks, 2900 Crystal Drive,  
) Arlington, VA 22202-3513 on this date.

) 09/03/02  
) Date

) *Janet A. Scuss*  
) Attorney for Opposer

Serial No.: 76/156,200  
Filed: October 30, 2000  
Mark: WHISPERDRIVE  
Published: October 2, 2001

AGREED REQUEST FOR EXTENSION  
OF TIME TO EXTEND DISCOVERY AND TRIAL PERIODS

Opposer hereby moves, with the consent of Counsel for Applicant, that the discovery and testimony periods herein be extended for 30 days as follows:

Period for discovery to close: October 1, 2002  
Testimony period for party in position of plaintiff to close (opening thirty days prior thereto): December 30, 2002  
Testimony period for party in position of defendant to close (opening thirty days prior thereto): February 28, 2003  
Rebuttal testimony period to close (opening fifteen days prior thereto): April 14, 2003

This extension of time is being requested because the parties have conducted certain informal discovery and are discussing the possibility of settlement. The parties

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require additional time to continue settlement discussions. This request is not being sought for purposes of delay.

As noted above, Edward A. Sokolski, Counsel for Applicant, has consented to the resetting of the dates in this Motion during a telephone conversation on September 3, 2002.

Respectfully submitted,

September 3, 2002

By:   
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CERTIFICATE OF SERVICE

I, Sandra V. Scavo, Attorney for Opposer, hereby certify that a copy of the foregoing **AGREED REQUEST FOR EXTENSION OF TIME TO EXTEND DISCOVERY AND TRIAL PERIODS** was served by first class mail, postage prepaid, upon:

Edward A. Sokolski  
Attorney at Law  
3868 Carson St., Suite 105  
Torrance, CA 90503

attorney for Applicant, this 3<sup>rd</sup> day of September 2002.

  
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Sandra V. Scavo