



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

FMR CORP., Opposer,)	Opposition No. 91156160
v.)	Mark: FIDELITY NATIONAL FINANCIAL & Design
FIDELITY NATIONAL FINANCIAL, INC., Applicant.)	SN 76/180,913

**MOTION, WITH CONSENT, FOR EXTENSION OF TIME TO FILE ANSWER OR
OTHERWISE PLEAD IN RESPONSE TO NOTICE OF OPPOSITION, AND FOR
EXTENSION OF DISCOVERY AND TESTIMONY SCHEDULE**

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Box: TTAB

TTAB

Sir:

Applicant, Fidelity National Financial, Inc., with the consent of Opposer, FMR Corp., requests a thirty-day extension of time, up to and including October 22, 2004, in which to answer or otherwise plead in response to the above-captioned opposition, and also for a thirty-day extension of the discovery and testimony schedule. The proposed revised schedule is as follows:

Discovery Period to close:	January 1, 2005
30-day testimony period for party in position of plaintiff to close:	April 1, 2005
30-day testimony period for party in position of defendant to close:	May 31, 2005
15-day rebuttal testimony period for plaintiff to close:	July 15, 2005



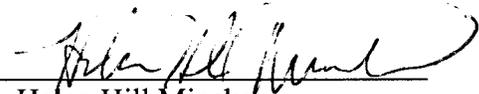
The parties are continuing to exchange revisions and comments on the proposed settlement agreement. The extension of time is needed to facilitate completion of the settlement process. Counsel for Opposer, I. Stephen Samuels, consented to this extension of time in a telephone message to the undersigned on September 21, 2004. This extension of time is thus not presented for purposes of delay, and it is respectfully requested that it be granted.

The original and two copies of this motion are filed herewith.

Respectfully submitted,

BANNER & WITCOFF, LTD.
Attorneys for Applicant

Date: 9/21/04

By: 

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CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of September, 2004, a copy of the foregoing MOTION, WITH CONSENT, FOR EXTENSION OF TIME TO ANSWER OR OTHERWISE PLEAD IN RESPONSE TO NOTICE OF OPPOSITION, AND FOR EXTENSION OF THE DISCOVERY AND TESTIMONY SCHEDULE, was served on counsel for Opposer by email and by first class mail, postage prepaid, addressed as follows:

I. Stephen Samuels, Esq.
Samuels & Hiebert LLC
225 Franklin Street, Suite 3300
Boston, Massachusetts 02110-2898
(Fax) 617-426-2275
Email: iss@samuelstm.com



Helen Hill Minsker

TRADEMARK BRW/REG 1578

CLASSIFICATION 1578

**NON-RECEIVED FOR FUTURE
MAILING PURPOSES PLEASE
RESPOND TO US BY 09/01/00
FOR EXT OF DEADLINE, SEE
SCHEDULE, CERT OF SERVICE,
PAGE 4 2 COPY**