

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

ICYT VISIONARY BIOSCIENCE, INC.)
(by statutory name change from)
Cytometry Services, Inc.))

Opposer,)

v.)

COMPUCYTE CORPORATION)

Applicant.)
_____)


09-29-2003
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22

Opposition No. 91156900

THIRD ASSENTED-TO MOTION TO EXTEND TIME TO ANSWER

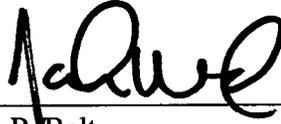
Pursuant to 37 C.F.R. §§ 2.121(d) and 2.127(a), and TBMP § 502.02, Applicant, CompuCyte Corporation ("Applicant") respectfully moves to extend the time in which it must answer, move, or otherwise respond to the Notice of Opposition in these proceedings until October 30, 2003. The reason for this request is that the parties are currently engaged in settlement discussions and the parties agree that additional time is required to fully address that matter.

Matt C. Deering, Esq., counsel for Opposer ICYT Visionary Bioscience, Inc., assented to this request in a telephone conversation on September 26, 2003, and is being served with a copy of this request.

This motion is being filed in triplicate, as required by 37 C.F.R. § 2.121(d) and TBMP § 502.02.

Dated: Boston, Massachusetts
September 26, 2003

COMPUCYTE CORPORATION
by its attorneys,



Erik P. Belt
John F. Ward
BROMBERG & SUNSTEIN LLP
125 Summer Street
Boston, MA 02110-1618
(617) 443-9292

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, Box TTAB, on the above date.



John F. Ward

CERTIFICATE OF SERVICE

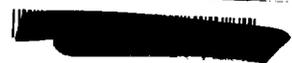
I hereby certify that I served the foregoing Assented-to Motion To Extend time to Answer upon Opposer on the above date by sending a true copy to Opposer's attorney of record, Matt C. Deering, Esq, Meyer Capel, a Professional Corporation, 206 West Church Street, Post Office Box 6750, Champaign, Illinois 61826-6750, by first-class mail.



John F. Ward

TTAB

JOHN F WARD
T 617 443 9292 x277
JWARD@BROMSUN.COM



September 26, 2003

09-29-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

VIA FIRST CLASS MAIL

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514
Box TTAB

Re Third Assented-To Motion To Extend Time To Answer
Opposer: ICYT Visionary Bioscience, Inc.
Applicant: CompuCyte Corporation
Mark: ICYTE
Serial No: 78/156,012
Opposition No: 9115690
Our File: 2490/502

Dear Sir/Madam:

Enclosed for filing in connection with the above-referenced trademark opposition proceeding, please find Third Assented To Motion To Extend Time To Answer. Pursuant to 37 C.F.R. § 2.121(d) and TTAB § 502.02, two photocopies of the assented to motion are also enclosed.

Thank you for your attention to this matter.

Sincerely,

John F. Ward

JFW/ajw
Enclosures

cc: Erik P. Belt, Esq.
Matt C. Deering, Esq.

02490/00502 272230.1