

Attorney Docket No.: 238096US21

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

**CONSOLIDATED**

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 TOYOTA JIDOSHA KABUSHIKI )  
 KAISHA t/a TOYOTA MOTOR )  
 CORPORATION, and TOYOTA MOTOR )  
 SALES, U.S.A., INC., )

Opposition No.: 157,206  
 Mark: LEXUS  
 U.S. Appln. Serial No.: 78/145,546

Opposers, )

Opposition No.: 159,578  
 Mark: LEXXUS  
 U.S. Appln. Serial No. 78/185,538

v. )

SYNGENTA PARTICIPATIONS AG, )

Applicant. )



11-12-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #66

**OPPOSERS' MOTION TO RESET CLOSE OF DISCOVERY**  
**PERIOD AND TO RESCHEDULE TESTIMONY PERIODS**

Opposers, Toyota Kabushiki Kaisha, t/a/ Toyota Motor Corporation and Toyota Motor Sales, U.S.A., Inc. ("Opposers"), hereby move to reset the close of discovery and to reschedule the testimony periods in this matter.

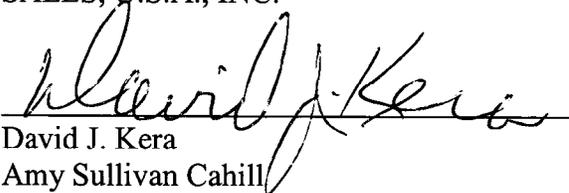
In support of their motion, Opposers state that they are awaiting the Board's decision on the two pending motions for entry of Protective Order. Each party currently is withholding documents from production on the basis of confidentiality. Once a Protective Order is in place and the parties produce otherwise responsive confidential documents, follow-up discovery may be necessary.

Accordingly, Opposers respectfully request that the close of discovery be reset for a date two months after the Board rules on the pending motions for entry of Protective Order.

Respectfully submitted,

TOYOTA JIDOSHA KABUSHIKI  
KAISHA t/a TOYOTA MOTOR  
CORPORATION, and TOYOTA MOTOR  
SALES, U.S.A., INC.

By:



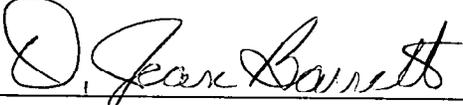
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Date: June 12, 2004  
DJK/ASC/kae {I:\atty\DJK\0213-238096us-mot.doc}

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **OPPOSERS' MOTION TO RESET CLOSE OF DISCOVERY PERIOD AND TO RESCHEDULE TESTIMONY PERIODS** was served on counsel for Applicant, this 12<sup>th</sup> day of November, 2004, by sending same via First Class mail, postage prepaid, to:

James A. Zellinger, Esquire  
SYNGENTA CROP PROTECTION INC.  
410 Swing Road  
Greensboro, NC 27409

  
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