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

In the matter of application Serial No. 78/208,649 for X-TREK (stylized) Published in the Official Gazette on September 23, 2003 in International Class 028

TREK BICYCLE CORPORATION )  
 )  
 Opposer, )  
 )  
 v. )  
 )  
 SILVERLIT TOYS )  
 MANUFACTORY LTD. )  
 )  
 Applicant. )  
 )

Opposition No. 91157972

**JOINT MOTION TO EXTEND TIME TO FILE AN ANSWER AND TO ENLARGE  
THE DISCOVERY PERIOD AND ALL OTHER TRIAL DATES**

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

Applicant, Silverlit Toys Manufactory Ltd., hereby moves to extend the date to answer, the discovery period and all other trial dates in the above-identified proceedings for a period of sixty days.

The Answer deadline is currently January 10, 2004. On January 05, 2004, Counsel for Opposer, Mary Catherine Merz, Esq. of Merz & Associates, P.C., and the undersigned counsel for Applicant, agreed

to a sixty day extension until March 10, 2004 for Applicant to file an Answer. Opposer is being served with a copy of this request.

This extension is being requested for the reason that the parties are engaging in settlement discussions that may obviate the need for these proceedings.

This request is made for the above reason and is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office.

This request is filed in triplicate.

It is submitted that in view of the parties' mutual consent, and for the above-referenced reason, good cause has been shown for this request, and it is respectfully requested that the extension be granted.

Accordingly, the parties urge this Honorable Board to grant this motion to extend the answer date, to reset the discovery period for sixty days and to reset trial dates as follows:

THE PERIOD FOR DISCOVERY TO CLOSE: August 17, 2004

Testimony period for party in  
position of plaintiff to close  
(opening 30 days prior thereto) November 15, 2004

Testimony period for party in position of defendant to close (opening 30 days prior thereto)

January 14, 2005

Rebuttal testimony period to close (opening 15 days prior thereto)

February 28, 2005

Respectfully submitted,

SILVERLIT TOYS MANUFACTORY LTD.

By: *Kam Louie*  
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Date: January 5, 2004

CERTIFICATE OF MAILING UNDER 37 C.F.R. SEC. 1.8(a)

I hereby certify that this JOINT MOTION TO EXTEND TIME TO ANSWER AND TO ENLARGE THE DISCOVERY PERIOD AND ALL OTHER TRIAL DATES (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Trademarks, BOX TTAB, 2900 Crystal Drive, Arlington, VA 22202-3513, on January 5, 2004.

Kam Louie  
(Typed or printed name of person mailing paper)  
*Kam Louie*  
(Signature of person mailing paper)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing JOINT MOTION TO EXTEND TIME TO ANSWER AND TO ENLARGE THE DISCOVERY PERIOD AND ALL OTHER TRIAL DATES was mailed first-class mail, postage prepaid, to Mary Catherin Merz, Esq. and Merz and Associates, P.C., 1140 Lake Street, Suite 304, Oak Park, Illinois 60301-1051, attorneys for Opposer, this 5<sup>th</sup> day of January, 2004.

*Kam Louie*  
Kam Louie  
Attorney for Applicant