

TTAB

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November 22, 2004

**U.S. EXPRESS MAIL (EXPRESS MAIL LABEL NO. EV 609141996 US)**

Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514



11-22-2004

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

Re: CDM Networks, Inc. v. DreamNet Corporation  
Opposition No. 91159209  
Mark: **DREAMNET**  
Serial No. 76/055,098

Dear Sir:

We enclose for filing and consideration the original and two copies of the parties' Stipulated Motion to Further Extend Applicant's Deadline to Respond to the Notice of Opposition, in the above opposition proceeding.

We would appreciate if the Patent and Trademark Office would acknowledge receipt of the Stipulated Motion by returning the enclosed, self-addressed, postage-paid postcard. Please charge any applicable fees to Squire, Sanders & Dempsey L.L.P.'s Deposit Account No. 07-1850.

Thank you for your consideration of and assistance with this matter.

Respectfully submitted,

Michael E. Sobel

Counsel for Applicant  
DreamNet Corporation

MES:spm  
Enclosures  
cc (with enclosure):  
Counsel for Opposer, Richard P. Brull, Esq.

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

In the Matter of Application Serial No. 76/055,098  
Published in the Official Gazette of September 9, 2003

Mark: **DREAMNET**

CDM Networks, Inc.,

Opposer,

v.

DreamNet Corporation,

Applicant.

Opposition No. 91159209

STIPULATED MOTION TO FURTHER EXTEND  
APPLICANT'S DEADLINE TO RESPOND TO THE NOTICE OF OPPOSITION

Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514

Dear Sir:

On January 28, 2004, the Trademark Trial and Appeal Board mailed out its Initial Scheduling Order in this matter, pursuant to which Applicant DreamNet Corporation had through and including March 8, 2004 in which to respond to Opposer CDM Networks, Inc.'s Notice of Opposition. After a suspension period to allow the parties time in which to attempt to settle this

matter, the Board mailed out a new Scheduling Order on October 23, 2004, setting forth a new schedule for these proceedings and an Answer due date of November 29, 2004.

Concurrent with the above, Applicant and Opposer have been engaged in and continued their discussions regarding the possibility of the settlement of this proceeding, and are in the process of providing information to each other, to determine if an early resolution is possible. However, due to the location of Applicant in Japan as well as language and other complications, these discussions have been more difficult than usual to complete and more time is needed to ascertain whether settlement might be possible. Because of the above factors, a further 30 days is needed to complete this analysis and consultation, including to determine if settlement of the issues may be possible. Accordingly, Opposer and Applicant have agreed that Applicant may have a further extension of time of 30 days, to and including December 29, 2004, in which to respond to the Notice of Opposition. The extension of time stipulated to and requested herein will not affect the dates in this proceeding previously set by the Trademark Trial and Appeal Board in its Initial Scheduling Order.

In a telephone call with Opposer's counsel, Richard P. Brull of the law firm of Brull Piccionelli Sarno & Braun, on November 19, 2004, the foregoing was agreed to and Applicant's counsel was authorized to prepare and submit this Stipulated Motion to Extend on the parties' behalf.

Accordingly, the parties respectfully request that the Trademark Trial and Appeal Board approve the parties' stipulation and extend Applicant's time in which to respond to Opposer's Notice of Opposition to and including December 29, 2004. This is the parties' third request for the extension of this deadline.

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This request is made for good cause, in good faith, and not for purposes of unwarranted delay, as is explained more fully above. Accordingly, the parties respectfully request the Trademark Trial and Appeal Board's approval of the parties' stipulation.

This motion has been filed in triplicate.

Respectfully submitted,

Dated: November 22, 2004

SQUIRE, SANDERS & DEMPSEY L.L.P.

By

  
Michael E. Sobel

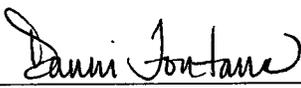
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CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this STIPULATED MOTION TO FURTHER EXTEND APPLICANT'S DEADLINE TO RESPOND TO THE NOTICE OF OPPOSITION is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service, Express Mail label number EY 609141996 US, postage prepaid, in an envelope addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, on November 22, 2004.

By

  
Danni Fontana

CERTIFICATE OF SERVICE BY MAIL

The undersigned certifies that a true and correct copy of this STIPULATED MOTION TO FURTHER EXTEND APPLICANT'S DEADLINE TO RESPOND TO THE NOTICE OF OPPOSITION was served on counsel for Opposer by depositing the same in the United States Mail, first class, postage prepaid, addressed to:

Richard P. Brull  
Brull Piccionelli Sarno & Braun  
1925 Century Park East, Suite 2350  
Los Angeles, CA 90067

this 22nd day of November, 2004.

By *Danni Fontana*  
Danni Fontana