

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

In re Serial No.: 76/519,210
Trademark: OPTIMIZER

TTAB

AM GENERAL LLC,

Opposer,

v.

Opposition No. 91161287

OPTIMIZER, INC.

Applicant.



01-26-2005

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #11

Box TTAB
Director for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

MOTION ON CONSENT TO EXTEND DISCOVERY AND TESTIMONY PERIODS

The parties to the above-referenced proceeding jointly request that the discovery and testimony periods previously set for the matter be rescheduled as follows:

Discovery period to close:	April 4, 2005
30-day testimony period for party in position of plaintiff to close	July 5, 2005
30-day testimony period for party in position of defendant to close	September 4, 2005
15-day rebuttal testimony period for plaintiff in the counterclaim to close	October 18, 2005

(Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b)).

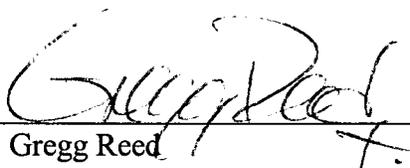
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The parties make this request so as to facilitate exploration of a possible settlement. Gerard T. Gallagher, counsel for opposer, consented to the above schedule during a telephone conversation with the undersigned.

Respectfully submitted,
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Dated: January 25, 2005

By: _____

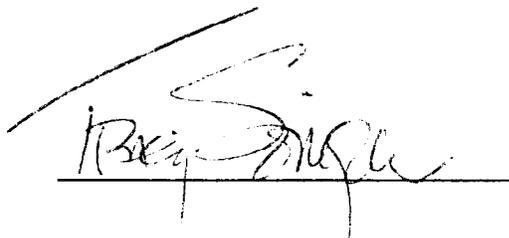

Gregg Reed

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing served via facsimile and regular U.S. mail on this 25 day of JANUARY, 2005 to:

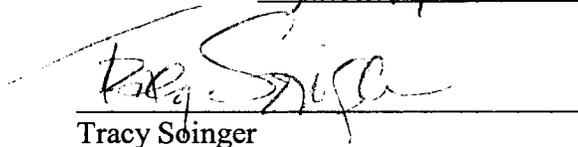
Gerard T. Gallagher, Esq.
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South Bend, Indiana 46601

Fax: 574-239-1900



CERTIFICATE OF MAILING

I hereby certify that this Motion on Consent to Extend Discovery and Testimony Periods is being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to the U.S. Patent and Trademark Office, Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, Virginia 22313-1451 on this date JANUARY 25, 2005.



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