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Filing date: **10/21/2005**

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

Proceeding	91161754
Party	Plaintiff 7-Eleven, Inc. ,
Correspondence Address	DIANE ELDER WILDMAN HARROLD ALLEN & DIXON LLP 225 WEST WACKER DRIVE CHICAGO, IL 60606-1229
Submission	Motion with Consent to extend time for opposer to respond to summary judgment
Filer's Name	Diane Grace Elder
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Date	10/21/2005
Attachments	Motion With Consent for Ext of Time.pdf (3 pages)

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

7-ELEVEN, INC.,)	
)	
Opposer,)	
)	
v.)	Opp. No.: 91161754
)	Serial No.: 78/225,628
ANTOINETTE K. KRAUSE AND)	Mark: MIRACLE 7 & Design
PAUL J. KRAUSE,)	
)	
Applicants.)	

MOTION WITH CONSENT FOR EXTENSION OF TIME

In accordance with Rule 2.127 of the Trademark Rules of Practice, opposer, 7-Eleven, Inc. (“opposer”), with the consent of applicants, Antoinette K. Krause and Paul J. Krause (“applicants”), respectfully requests a three week extension of time for opposer to respond to Applicant’s Brief In Support Of Motion For Summary Judgment, namely, November 13, 2005.

This extension is requested to enable the parties to complete settlement discussions, which may preclude the necessity of requiring resolution of this motion by the Board. In an exchange of letters between counsel for opposer, Diane G. Elder, and counsel for applicants, Michael J. Cronen, applicants agreed to this request for extension.

Applicants have responded to opposer's settlement proposal. Counsel for opposer and opposer are conferring regarding applicants' counterproposal regarding settlement. This extension, therefore, is not requested for the purposes of delay, but rather, to enable the parties to further explore the possibility of settlement, and, if the parties cannot reach an agreement, allow opposer sufficient time to obtain information and evidence necessary to respond to applicant's motion.

WILDMAN, HARROLD, ALLEN & DIXON LLP

Date: October 21, 2005

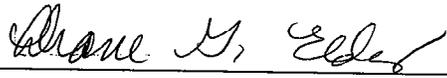
Diane G. Elder

Diane G. Elder
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Attorneys for Opposer,
7-Eleven, Inc.

CERTIFICATE OF SERVICE

I, Diane G. Elder, counsel for opposer, hereby certifies that a copy of MOTION WITH CONSENT FOR EXTENSION OF TIME was served on this 21th day of October, 2005 on Michael James Cronen, Law Offices of Harris Zimmerman, 1330 Broadway, Suite 710, Oakland, CA 94612-2506, by first class mail, postage prepaid, and facsimile transmission.



Diane G. Elder