

TTAB

Mo:

March 19, 2007

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Re: Opposer: Digi International Inc.  
Applicant: DigiPos Systems Inc.  
Opposition No.: 91163719  
Serial No.: 76/561,585  
Our File No.: 51307-469997

Dear Sir/Madam:

Enclosed for filing please find Stipulation Regarding Testimony.

If any fees are necessary to secure the filing of this document, the undersigned authorizes that they may be charged to Deposit Account No. 502442, making reference to our file number 51307-469997.

Please acknowledge receipt on the enclosed self-addressed, stamped postcard.

Very truly yours,



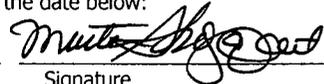
**Marsha Stolt**  
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MS/mis  
Enclosures  
972313v1

cc Serge Anissimoff, Esq. (w/encl)

CERTIFICATE OF MAILING  
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: United States Patent and Trademark Office, Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, Virginia 22313-1451, on the date below:

3-19-07 

Date

Signature

03-21-2007

U.S. Patent & TMO/TM Mail Rcpt Dt. #30

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

Digi International Inc.,

Opposition No. 91163719  
Serial No. 76/561,585

Opposer

v.

DigiPos Systems Inc.,

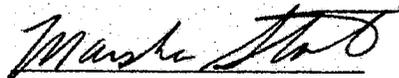
Applicant

**STIPULATION REGARDING TESTIMONY**

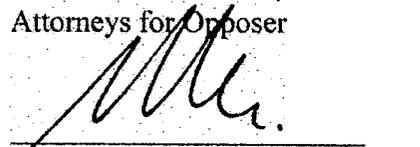
Opposer and Applicant in the above-identified opposition proceeding hereby stipulate that the rebuttal testimony deposition of Joel Young may be taken outside of the designated rebuttal testimony period which is scheduled to close on March 4, 2007. Because of scheduling conflicts, Opposer's undersigned attorney and Applicant's attorney agree that Mr. Young's rebuttal testimony deposition may be taken on March 22, 2007 and that evidence entered on the record during that deposition may also be submitted outside of the testimony period.

Respectfully submitted,

Date: Feb. 28, 2007

  
Marsha Stolt  
MOSS & BARNETT, P.A.  
Attorneys for Opposer

Date: Mar 2, 2007

  
Serge Anissimoff  
ANISSIMOFF & ASSOCIATES  
Attorneys for Applicant

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the attached Stipulation Regarding Testimony was served upon Applicant via facsimile and by depositing a copy thereof in the mail as first class mail, postage prepaid, directed to:

Serge Anissimoff  
ANISSIMOFF & ASSOCIATES  
Richmond North Office Centre  
Suite 201, 235 North Centre Road  
London, ON N5X 4E7  
Canada

Date: March 19, 2007

  
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