

ESTTA Tracking number: **ESTTA59452**

Filing date: **12/28/2005**

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

Proceeding.	91167666
Applicant	Defendant Valero Refining and Marketing Company Valero Refining and Marketing Company Commercial Law Dept., 5th Floor One Valero Place San Antonio, TX 782491112
Other Party	Plaintiff Ashland Licensing and Intellectual Property LLC  Ashland Inc. 3499 Blazer Parkway Lexington, KY 40509 UNITED STATES

### **Motion for an Extension of Time to Answer With Consent**

Valero Refining and Marketing Company's answer is currently due on 01/01/2006, and the close of discovery is currently set for 06/10/2006. Valero Refining and Marketing Company requests that its time to answer be extended by 30 days from the current due date, or until 01/31/2006. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

Valero Refining and Marketing Company has secured the express consent of all other parties to this proceeding for the extension requested herein.

Valero Refining and Marketing Company has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,

/wgb/

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