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Filing date: **01/22/2009**

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

Proceeding	91172350
Party	Plaintiff Exxon Mobil Corporation
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Submission	Stipulated/Consent Motion to Extend
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Signature	/WGB/
Date	01/22/2009
Attachments	ext mtn 170.pdf ( 3 pages )(100762 bytes )

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

EXXON MOBIL CORPORATION,

Opposer,

v.

CADENA COMERCIAL OXXO, S.A. DE C.V.,

Applicant.

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Opposition No. 91172350

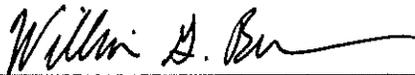
**JOINT MOTION TO EXTEND DEADLINE FOR  
DISCOVERY RESPONSES AND OTHER TRIAL DATES**

Opposer Exxon Mobil Corporation and Applicant Cadena Comercial Oxxo, S.A. de C.V. jointly request that all deadlines in this case be extended by 60 days. The parties submit that good cause exists for this request, and that an extension would be in the best interest of all concerned, including the Board. The period for discovery closed on December 23, 2008, and each party served discovery requests (including interrogatories, requests for production of documents, and requests for admissions) on the other party that day such that the deadline for each party to respond is January 27, 2009. Since serving discovery requests, the parties (through their counsel) have actively engaged in settlement negotiations, including written proposals, and believe they have made substantial progress toward reaching an agreement. The parties note that Applicant is located in Mexico and English is not the first language of Applicant's principals, which naturally tends to slow the negotiation and discovery process. The parties request this modest extension to enable them to try to finalize a settlement agreement, which may obviate the need for this opposition proceeding.

For these reasons, the parties request that the deadlines in this proceeding be extended as follows:

The period for discovery	Closed
Deadline for both parties to respond to outstanding discovery requests	March 28, 2009
Testimony period for party in position of plaintiff to close (opening 30 days prior thereto)	May 22, 2009
Testimony period for party in position of defendant to close (opening 30 days prior thereto)	July 18, 2009
Rebuttal testimony period to close (opening 15 days prior thereto)	September 4, 2009

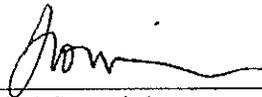
Respectfully submitted,



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ATTORNEYS FOR OPPOSER



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ATTORNEYS FOR APPLICANT

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing AGREED MOTION TO EXTEND DISCOVERY PERIOD AND OTHER TRIAL DATES was served upon Applicant's counsel Lori N. Boatright, Blakely, Sokoloff, Taylor & Zafman, 12400 Wilshire Blvd., Seventh Floor, Los Angeles, CA 90025, by first class mail with postage fully prepaid thereon, on January 21, 2009.

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William J. Be