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Filing date: **08/28/2007**

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

Proceeding	91175738
Party	Plaintiff InfoDot, LLC
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Submission	Motion to Extend
Filer's Name	Tara A. Branscom
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Signature	/tara a. branscom/
Date	08/28/2007
Attachments	INFODOT Agreed Motion for Extension of Time.pdf (5 pages)(665197 bytes)

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

In the Matter of
Application Serial No. 78/771,196
On the mark: INFODOT
Published in *Official Gazette* on
August 22, 2006

InfoDot, LLC,
Secure Innovations, Inc.,

Opposition No. 91175738

Opposer(s)

v.

Key Surgical Incorporated,

Applicant

AGREED MOTION FOR EXTENSION OF TRIAL DATES

Opposer, InfoDot, LLC and Secure Innovations, Inc., by and through its undersigned attorney, hereby requests a ninety (90) day extension of the close of discovery and all trial dates in this matter as set forth below. In support thereof, Opposer states as follows:

The parties have been working diligently to work out an amicable settlement of this matter. The Opposer's counsel is preparing a settlement agreement for consideration by the Applicant. The parties jointly request this extension in order to provide additional time for the parties to complete those discussions and to reduce any settlement to writing. The parties continue to

believe that it is in the interests of both the Board and the parties to allow a ninety (90) day extension of the parties' respective discovery and trial periods.

The parties believe that they have made significant progress towards settlement and that they are reasonably close to a final resolution. The parties also continue to believe that it is the interest of judicial economy to allow the parties to continue to work together to resolve the remaining issues.

For all these reasons, the parties respectfully request a ninety (90) day extension of the close of all dates as follows:

Discovery period to close	December 4, 2007
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Testimony period for party in position of Plaintiff to close (opening thirty days prior thereto):	March 4, 2008
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Testimony period for party in Defendant to close (opening thirty prior thereto):	May 3, 2008
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Rebuttal testimony period to close (opening fifteen days prior thereto):	June 16, 2008
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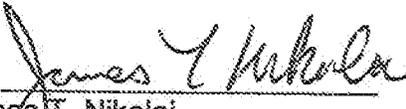
This extension request is not for purposes of delay and was agreed between Applicant's counsel, James T. Nikolai, and Opposer's counsel, David J. Sensenig, on August 27, 2007.

WHEREFORE, the parties respectfully request that the Board grant this stipulated motion for an extension of the trial dates as set forth above.

Respectfully submitted,

Key Surgical Incorporated

Dated: August 27, 2007

By: 
James F. Nikolai
Nikolai & Mersereau, P.A.
900 Second Avenue South, Suite 820
Minneapolis, MN 55402-3325

Attorney for Applicant

Secure Innovations, Inc.

Dated: August ~~28~~, 2007

By: 

Tara A. Branscom

David J. Sensenig

LeClair Ryan, A Professional Corporation

10 South Jefferson Street, Suite 1800

Roanoke, VA 24011

Attorney(s) for Opposer

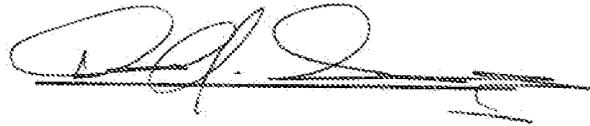
CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of August, 2007, a true and correct

copy of the foregoing was served by U.S. Mail to:

James T. Nikolai, Esq.
Nikolai & Mersereau, P.A.
900 Second Avenue South, Suite 820
Minneapolis, MN 55402

*Counsel for Applicant
Key Surgical Incorporated*

A handwritten signature in black ink, appearing to read "J. T. Nikolai", is written over a horizontal line. The signature is stylized and cursive.