

ESTTA Tracking number: **ESTTA217446**

Filing date: **06/12/2008**

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

Proceeding.	91176661
Applicant	Defendant Aptuit, Inc.
Other Party	Plaintiff Intuit, Inc.

Motion for an Extension of Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 11/19/2008. Aptuit, Inc. requests that such date be extended for 60 days, or until 01/18/2009, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 01/18/2009
Thirty-day testimony period for party in position of
plaintiff to close : 04/18/2009
Thirty-day testimony period for party in position of
defendant to close : 06/17/2009
Fifteen-day rebuttal testimony period to close : 08/01/2009

The grounds for this request are as follows:

- *The parties have executed a settlement agreement resolving all outstanding issues. Pursuant to the terms of the agreement, on June 5, 2008, Applicant filed a consented motion to amend its application, which motion is currently pending before the Board. This extension request is made to allow sufficient time for the Board to rule on the motion and, if the motion is granted, for Opposer to withdraw its opposition.*

Aptuit, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

Aptuit, Inc. 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 Facsimile or email (by agreement only) on this date.

Respectfully submitted,
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