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

Proceeding	91179197
Party	Plaintiff VUTEk Inc.
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Submission	Motion to Extend
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Date	11/16/2007
Attachments	Joint Motion to Extend Time 111607.pdf (4 pages)(15768 bytes)

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

In the matter of trademark application Serial No. 76636906
For the mark BIOWARE CORP.
Published in the *Official Gazette* on April 24, 2007

VUTEK INC., a Delaware corporation,

Opposer,

vs.

BIOWARE CORP., a Canadian
corporation,

Applicant.

Opposition No. 91179197
Serial No. 76636906

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

**JOINT REQUEST TO CONTINUE DATES FOR OPPOSER'S RESPONSE TO
APPLICANT'S MOTION TO DISMISS AND APPLICANT'S REPLY**

On October 5, 2007, Applicant BioWare Corp. ("BioWare") filed and served a Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) Opposer VUTEk Inc.'s (VUTEk") Opposition to BioWare's Application No. 91179197. VUTEk's response thereto was initially due on October 25, 2007. BioWare and VUTEk have since engaged in substantive settlement discussions that, if successful, would resolve this proceeding and others pending before the Board and other

agencies around the world. To allow the parties to conduct those settlement discussions, the parties twice agreed and stipulated to extend the dates for VUTEK's response and BioWare's reply by two weeks. The parties remain close to reaching an agreement, and would like additional time to continue their discussions. In light of the upcoming Thanksgiving holiday, and in order to try to finalize an agreement and a process for its implementation, BioWare and VUTEK agree there is good cause to extend VUTEK's time to respond to BioWare's motion to dismiss. Accordingly, the parties stipulate and respectfully request that the Board continue the dates for VUTEK's response to December 7, 2007, with the reply thereto due fifteen days after service thereof.

Dated: November 16, 2007

Respectfully submitted,

By /s/ Alex K. Grab
ALEX K. GRAB

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CERTIFICATE OF FILING

I hereby certify that this JOINT REQUEST TO CONTINUE DATES FOR OPPOSER'S RESPONSE TO APPLICANT'S MOTION TO DISMISS AND APPLICANT'S REPLY was electronically filed with the U.S. Patent & Trademark Office Trademark Trial and Appeal Board, on November 16, 2007.

/s/ Alex K. Grab

CERTIFICATE OF SERVICE

I hereby certify that a true copy of JOINT REQUEST TO CONTINUE DATES FOR OPPOSER'S RESPONSE TO APPLICANT'S MOTION TO DISMISS AND APPLICANT'S REPLY was served upon the Applicant BioWare Corporation by mailing the same by first class mail to Applicant's counsel, Paul Tauger, BRYAN CAVE LLP, 120 Broadway, Suite 300, Santa Monica, CA 90401, on November 16, 2007.

_____/s/ Alex K. Grab_____