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Filing date: **05/15/2012**

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

Proceeding	91201238
Party	Defendant Topspin-IDS Acquisition, LLC
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Submission	Other Motions/Papers
Filer's Name	Peter M. Brody
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Signature	/Peter M Brody/
Date	05/15/2012
Attachments	001 Motion for Extension of Discovery with Consent.pdf (3 pages)(101946 bytes)

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

Neways, Inc.,

Petitioner,

v.

Topspin-IDS Acquisition, LLC,

Respondent

Opposition # 91201238
Application # 85/174,256

MOTION FOR AN EXTENSION OF DISCOVERY AND TRIAL PERIODS WITH
CONSENT

Pursuant to the Board's order dated May 10, 2012, the parties have conducted the discovery conference and have agreed on the scope and extent of discovery. The parties also continue to be actively engaged in negotiations for the settlement of this matter. Topspin-IDS Acquisition, LLC requests that discovery and trial deadlines in this proceeding be extended for 30 days to allow the parties to continue their settlement efforts, as follows:

Time to Answer:	CLOSED
Deadline for Discovery Conference:	CLOSED
Discovery Opens:	06/23/2012
Initial Disclosures Due:	07/23/2012
Expert Disclosure Due:	11/20/2012
Discovery Closes:	12/20/2012
Plaintiff's Pretrial Disclosures:	02/03/2013
Plaintiff's 30-day Trial Period Ends:	03/20/2013
Defendant's Pretrial Disclosures:	04/04/2013
Defendant's 30-day Trial Period Ends:	05/19/2013
Plaintiff's Rebuttal Disclosures:	06/03/2013
Plaintiff's 15-day Rebuttal Period Ends:	07/03/2013

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Topspin-IDS Acquisition, LLC has secured the express consent of all other parties to this

proceeding for the suspension and resetting of dates requested herein.

Topspin-IDS Acquisition, LLC 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.

Dated: May 15, 2012

Respectfully submitted,

/s/ Peter M. Brody
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Attorneys for Respondent

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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Motion for an Extension of Answer or Discovery or Trial Periods with Consent has been served upon John C. Stringham by mailing said copy on this 15th day of May, 2012, via e-mail to:

John C. Stringham
Workman Nydegger
1000 Eagle Gate Tower, 60 East South Temple
Salt Lake City, UT 84111
JStringham@WNLaw.com


JOHN SWAN
ROPES & GRAY LLP