

ESTTA Tracking number: **ESTTA502711**

Filing date: **10/30/2012**

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

Proceeding.	91204337
Applicant	Plaintiff Endo Pharmaceuticals Inc.
Other Party	Defendant Endocyte, Inc.

## Motion for an Extension of Answer or Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 02/20/2013. Endo Pharmaceuticals Inc. requests that such date be extended for 30 days, or until 03/22/2013, and that all subsequent dates be reset accordingly.

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	CLOSED
Expert Disclosure Due :	02/20/2013
Discovery Closes :	03/22/2013
Plaintiff's Pretrial Disclosures :	05/06/2013
Plaintiff's 30-day Trial Period Ends :	06/20/2013
Defendant's Pretrial Disclosures :	07/05/2013
Defendant's 30-day Trial Period Ends :	08/19/2013
Plaintiff's Rebuttal Disclosures :	09/03/2013
Plaintiff's 15-day Rebuttal Period Ends :	10/03/2013

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*
- *Parties want more time for discovery (though probably could complete on time) and for settlement discussions.*

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

Endo Pharmaceuticals 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,

/Ronald J. Ventola II/

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