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Filing date: **12/03/2013**

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

Proceeding	91210367
Party	Defendant Arriva Medical, LLC
Correspondence Address	JULIA HUSTON FOLEY HOAG LLP 155 SEAPORT BOULEVARD, SEAPORT WEST BOSTON, MA 02210-2600 UNITED STATES cweinstein@foleyhoag.com, jhuston@foleyhoag.com, Jean.Maxwell@alere.com, nkinsley@foleyhoag.com, ustrademark@foleyhoag.com, jhaney@foleyhoag.com
Submission	Stipulated/Consent Motion to Extend
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Signature	/Nicole Kinsley/
Date	12/03/2013
Attachments	12.3.13_Arriva_Consent_Motion_to_Extend.pdf(12456 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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ROCHE DIAGNOSTICS GMBH and)	
ROCHE DIAGNOSTICS OPERATIONS, INC.,)	Opposition No.91210367
)	
Opposers)	
)	
v.)	
)	Mark: ARRIVA MEDICAL
ARRIVA MEDICAL, LLC,)	Serial No.: 85-339,161
)	
Applicant.)	
)	
)	
)	

CONSENT MOTION FOR EXTENSION OF TIME

Applicant Arriva Medical, LLC (“Applicant”) requests that the Board grant its Consent Motion for Extension of Time. Applicant requests a 30 day extension of the deadline for it to amend its Answer to replead certain affirmative defenses. That deadline is currently December 4, 2013. This extension would move it to January 3, 2014.

In support of this request Applicant states that the parties are engaged in settlement negotiations. They have agreed to the terms of a settlement agreement, and all that remains is its formal execution and dismissal of this opposition. Neither party will be prejudiced by the allowance of this motion.

Opposers Roche Diagnostics GmbH and Roche Diagnostics Operations, Inc., through their attorney, Mike Young, Esq., consented to the granting of this Motion by email dated December 3, 2013.

WHEREFORE, Applicant prays that the Board grant its Consent Motion for Extension of Time.

Respectfully submitted,
ARRIVA MEDICAL, LLC

December 3, 2013
Date

/Nicole Kinsley/
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Certificate of Service

I hereby certify that a true copy of this Consent Motion for Extension of Time was served upon Opposers' attorney of record, namely:

James A. Coles
Taft Stettinius & Hollister
One Indiana Square, Suite 3500
Indianapolis, IN 46204-2023
United States

by First Class Mail on December 3, 2013.

/Nicole Kinsley/
Nicole Kinsley