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Filing date: **06/28/2016**

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

Proceeding	91224047
Party	Plaintiff 3M Company and 3M Deutschland GmbH
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Date	06/28/2016
Attachments	Motion for Extension-Schmidt Bender.pdf(13720 bytes)

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

In the matter of Application Serial No.: 79/149,942
By Schmidt & Bender GmbH & Co. KG for the Mark: PENTA PULSE
Filed: February 21, 2014
Published in the *Official Gazette* on May 26, 2015

3M Company and 3M Deutschland GmbH,

Opposer,

v.

Schmidt & Bender GmbH & Co. KG

Applicant.

Opposition No. 91224047

MOTION FOR EXTENSION OF DISCOVERY OR TRIAL PERIODS WITH CONSENT

Opposer, 3M Company and 3M Deutschland GmbH (“Opposer”), with the consent of Applicant Schmidt & Bender GmbH & Co. KG, (“Applicant”), hereby requests the deadlines in this opposition proceeding be extended for 30 days while the parties continue discussing settlement.

Opposer, with the consent of Applicant, respectfully requests that the Board reset all discovery and trial periods as follows:

Initial Disclosures Due:	7/31/2016
Expert Disclosure Due:	11/28/2016
Discovery Closes:	12/28/2016
Plaintiff’s Pretrial Disclosures:	2/11/2017
Plaintiff’s 30-day Trial Period Ends:	3/28/2017
Defendant’s Pretrial Disclosures:	4/12/2017
Defendant’s 30-day Trial Period Ends:	5/27/2017
Plaintiff’s Rebuttal Disclosures:	6/11/2017

Plaintiff's 15-day Rebuttal Period Ends: **7/11/2017**

As noted, Applicant expressly consented to this motion. The Extension request is not sought for purposes of delay.

Date: June 28, 2016

Respectfully submitted,

/s/ Katherine K. Madianos
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ATTORNEY FOR OPPOSER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing MOTION FOR EXTENSION OF DISCOVERY OR TRIAL PERIODS WITH CONSENT has been served upon the Attorney of Record for Applicant via email at the address below:

MAUREEN BEACOM GORMAN
mgorman@marshallip.com

Date: June 28, 2016

Respectfully submitted,

/s/ Katherine K. Madianos
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