

ESTTA Tracking number: **ESTTA742124**

Filing date: **04/25/2016**

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

Proceeding.	91226949
Applicant	Defendant Microdermis Corporation
Other Party	Plaintiff Apotex Technologies Inc.
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	No

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

The Defendant's Time to Answer is currently set to close on 04/27/2016. Microdermis Corporation requests that such date be extended for 30 days, or until 05/27/2016, and that all subsequent dates be reset accordingly.

Time to Answer :	05/27/2016
Deadline for Discovery Conference :	06/26/2016
Discovery Opens :	06/26/2016
Initial Disclosures Due :	07/26/2016
Expert Disclosure Due :	11/23/2016
Discovery Closes :	12/23/2016
Plaintiff's Pretrial Disclosures :	02/06/2017
Plaintiff's 30-day Trial Period Ends :	03/23/2017
Defendant's Pretrial Disclosures :	04/07/2017
Defendant's 30-day Trial Period Ends :	05/22/2017
Plaintiff's Rebuttal Disclosures :	06/06/2017
Plaintiff's 15-day Rebuttal Period Ends :	07/06/2017

The grounds for this request are as follows:

- *Applicant, by and through its undersigned counsel, hereby requests on consent that the Trademark Trial and Appeal Board extend the time to exchange initial disclosures and all subsequent deadlines in this proceeding by 30 days. Sheryl De Luca, counsel for Opposer, consented to this motion in an email to the undersigned counsel. Applicant is receipt of Opposer's Notice of Opposition and respectfully requests this extension so it may investigate the claims and allegations made therein. This motion is made for good cause, for the foregoing reasons, and is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office. Therefore, Applicant respectfully requests that this Motion be granted.*

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

Microdermis Corporation 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 First Class Mail on this date.

Respectfully submitted,

/James E. Rosini/

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