

ESTTA Tracking number: **ESTTA169820**

Filing date: **10/19/2007**

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

Proceeding.	92048100
Applicant	Defendant LABORATOIRES DE BIOLOGIE VEGETALE YVES R OCHER S.A.
Other Party	Plaintiff 4392132 CANADA INC.

### Motion for an Extension of Time to Answer With Consent

LABORATOIRES DE BIOLOGIE VEGETALE YVES R OCHER S.A.'s answer is currently due on 10/21/2007, and the close of discovery is currently set for 03/29/2008. LABORATOIRES DE BIOLOGIE VEGETALE YVES R OCHER S.A. requests that its time to answer be extended by 30 days from the current due date, or until 11/20/2007. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

LABORATOIRES DE BIOLOGIE VEGETALE YVES R OCHER S.A. has secured the express consent of all other parties to this proceeding for the extension requested herein.

LABORATOIRES DE BIOLOGIE VEGETALE YVES R OCHER S.A. 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,

//HHF//

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