

ESTTA Tracking number: **ESTTA176382**

Filing date: **11/21/2007**

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

Applicant:	<b>Xenoport, Inc.</b>
Application Serial Number:	<b>77074735</b>
Application Filing Date:	<b>01/02/2007</b>
Mark:	<b>XUBRIENT</b>
Date of Publication	<b>10/23/2007</b>

## **First 90 Day Request for Extension of Time to Oppose for Good Cause**

Pursuant to 37 C.F.R. Section 2.102, Schering-Plough Animal Health Corporation, 556 Morris Avenue, Summit, NJ 07901, UNITED STATES, a corporation organized under the laws of Delaware, respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown.

Potential opposer believes that good cause is established for this request by:

- The potential opposer needs additional time to investigate the claim

The time within which to file a notice of opposition is set to expire on 11/22/2007. Schering-Plough Animal Health Corporation respectfully requests that the time period within which to file an opposition be extended until 02/20/2008.

Respectfully submitted,  
/Nancy L. Rowe/  
11/21/2007

**Nancy L. Rowe**

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