

ESTTA Tracking number: **ESTTA314173**

Filing date: **10/29/2009**

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

Applicant:	<b>XCell-Center GmbH im Institut fur Regenerative Medizin GmbH</b>
Application Serial Number:	<b>77593900</b>
Application Filing Date:	<b>10/16/2008</b>
Mark:	<b>XCELL</b>
Date of Publication	<b>09/29/2009</b>

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

Pursuant to 37 C.F.R. Section 2.102, Roche Diagnostics Operations, Inc., 9115 Hague Road, Indianapolis, IN 46250, 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 causes are established for this request by:

- The potential opposer needs additional time to investigate the claim
- The potential opposer needs additional time to confer with counsel

The time within which to file a notice of opposition is set to expire on 10/29/2009. Roche Diagnostics Operations, Inc. respectfully requests that the time period within which to file an opposition be extended until 01/27/2010.

Respectfully submitted,  
/Jennifer L. Day/  
10/29/2009

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