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09-10-2001

U.S. Patent & TMO/TM Mail Rpt Dt #71



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

MV AGUSTA MOTOR S.P.A.	)	
	)	
Opposer,	)	Opposition No. 119,317 (Parent)
	)	Opposition No. 119,597
v.	)	Opposition No. 119,598
	)	
TEAM OBSOLETE PRODUCTS, LTD.	)	
Applicant.	)	Docket No.: 4014-2 (formerly 2865-284)

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COMMUNICATIONS SECTION

**MOTION TO FURTHER EXTEND DISCOVERY AND TESTIMONY PERIODS**

Assistant Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Sir:

Opposer, MV Agusta Motor S.p.A., hereby moves, subject to approval by the Trademark Trial and Appeal Board, that the discovery and testimony periods in the above-identified opposition proceeding be extended for a period of three (3) months as follows:

Discovery Period to close	December 12, 2001
30-day Testimony Period for party in position of Plaintiff to close	March 10, 2002
30-day Testimony Period for party in position of Defendant to close	May 9, 2002
15-day Rebuttal Testimony Period to close	June 24, 2002

In view of the tragedy and emergency situation in New York City, counsel for Opposer has been unable to contact counsel for Applicant. Because the parties are both interested in settlement, it is anticipated that counsel for Applicant will have no objection to this further extension of time.

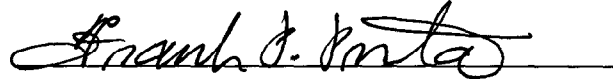
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The reason for the extension is that Opposer has new Italian counsel and the parties wish to further explore possible settlement of this opposition. Accordingly, it is submitted that good cause has been shown for the extension and it is respectfully requested that the extension be approved.

Respectfully submitted,

**MV AGUSTA MOTOR S.P.A.**

By:



Frank P. Presta

Joseph S. Presta

Attorneys for Opposer

Date: September 13, 2001

**NIXON & VANDERHYE P.C.**

1100 North Glebe Road

Eighth Floor

Arlington, VA 22201-4714

Telephone: (703) 816-4000

Facsimile: (703) 816-4100

FPP:cr

CERTIFICATE OF SERVICE

A copy of the foregoing Motion to Extend Discovery and Testimony Periods was served via the U.S. Postal Service, first class mail, on Robert T. Iannaucchi, President, Team Obsolete Products, Ltd., 139 Henry Street, Brooklyn, New York 11201, this 13<sup>th</sup> day of September, 2001.

  
Frank P. Presta