

TTAB

DOCKET NO: 20912

PETER M. DE JONGE
JASON R. JONES
THORPE NORTH & WESTERN, L.L.P.
8180 South 700 East Suite 200
Sandy, Utah 84070
Telephone: (801) 566-6633
Facsimile: (801) 566-0750

Attorneys for Sarcos, L.C.
Opposed Mark: VIVIPOINT
U.S. Trademark Application Serial Number 76/233,287

01-30-2003
U.S. Patent & TMO/PTM Mail Rcpt Dt. #77

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

SARCOS, L.C.)	
)	
Opposer,)	
)	
v.)	OPPOSITION NO. 91,152,056
)	
DORI JOHNSON (VIVIPOINT, INC.))	
)	
Applicant.)	

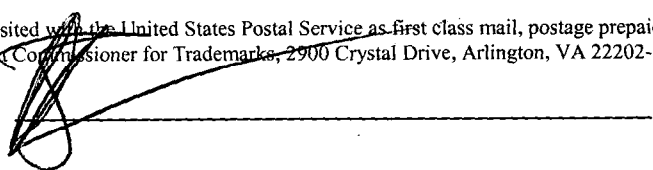
**CONSENTED MOTION TO EXTEND
DISCOVERY AND TRIAL DATES**

Opposer, SARCOS, L.C., by and through its undersigned counsel, hereby moves to extend the discovery and trial dates in the above captioned proceeding for a period of three (3) months, as follows:

CERTIFICATE OF DEPOSIT

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, on the date indicated below in an envelope addressed to: Assistant Commissioner for Trademarks, 2500 Crystal Drive, Arlington, VA 22202-3513.

Date of Deposit 28 JAN 2003



.ME

THE PERIOD FOR DISCOVERY TO CLOSE: **April 28, 2003**

Testimony period for the party in
position of plaintiff to close
(opening thirty days prior thereto) **July 28, 2003**

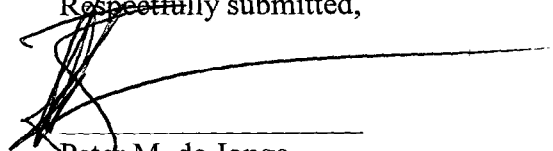
Testimony period for the party in
position of defendant to close
(opening thirty days prior thereto) **September 27, 2003**

Rebuttal testimony period to close
(opening fifteen days prior thereto) **November 11, 2003**

This extension was agreed to by Thomas J. Rossa, counsel for Applicant, in a telephone conversation with Jason R. Jones, counsel for Opposer, on January 27, 2003.

DATED this 28TH day of JANUARY, 2003.

Respectfully submitted,



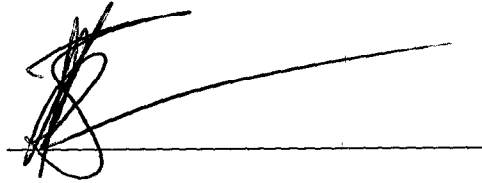
Peter M. de Jonge
Jason R. Jones
Attorneys for Opposer

THORPE NORTH & WESTERN L.L.P.
P.O. Box 1219
Sandy, Utah 84091-1219
Telephone (801) 566-6633
Facsimile (801) 566-0750

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing MOTION TO EXTEND DISCOVERY AND TRIAL DATES (WITH CONSENT) was served on counsel for Applicant, this 28TH day of January, 2003, by sending the same via First Class Mail, postage prepaid in an envelope addressed to:

Thomas J. Rossa
Holme Roberts & Owen, LLP
299 South Main Street, Suite 1800
Salt Lake City, Utah 84111-2263

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right, positioned above a solid horizontal line.