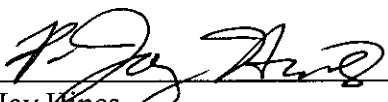


This extension was discussed with and agreed to by Andrew Mayfield, counsel for Applicant, during a telephone discussion with Jay Hines, undersigned counsel for Opposer, on August 11, 2004.

Respectfully submitted,

TRUGREEN LIMITED PARTNERSHIP

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PJH/cds {I:\ATTY\PJH\244183-228489US-MOT.DOC}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **MOTION TO EXTEND DISCOVERY AND TRIAL DATES (WITH CONSENT)** was served on counsel for Applicant, this 11th day of August, 2004, by sending same via First Class mail, postage prepaid, to:

Andrew B. Mayfield, Esquire
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Catherine Sumner
