


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

SOLARAY, INC.)	
)	Opposition No. 91156027
Opposer,)	
)	Serial No. 76/435,646
v.)	
)	Published March 4, 2003
EURO PHARMA, INC.,)	
)	
Applicant.)	

**MOTION FOR EXTENSION OF
DISCOVERY AND TESTIMONY PERIODS**


12-03
U.S. Patent & TM

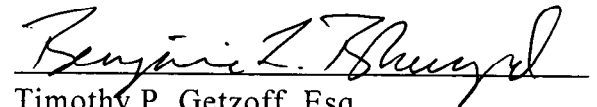
Opposer, Solaray, Inc., respectfully moves for a thirty (30) day extension of the discovery and testimony periods. Good cause supports this Motion because additional time is necessary to allow the parties to pursue settlement discussions. Opposer therefore respectfully moves for the proposed extension with the following closure dates:

Discovery Period To Close:	January 3, 2004
Testimony period for party in position of plaintiff to close (opening thirty days prior thereto)	April 2, 2004
Testimony period for party in position of defendant to close (opening thirty days prior thereto)	June 1, 2004
Rebuttal testimony period to close (opening fifteen days prior thereto)	July 16, 2004

BOX: TT
Attorney Docket No. 38170.01
Express Mail No. EV332203056

An early and favorable action is requested.

Respectfully submitted:



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SOLARAY, INC.**

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CERTIFICATE OF MAILING BY EXPRESS MAIL

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

Attn: Trademark Trial and Appeal Board

Sir:

The undersigned hereby certifies that the attached Motion for Extension of Discovery and Testimony Periods and return card, was deposited as "Express Mail," Mailing Label No. EV332203056US with the United States Postal Service, addressed to Assistant Commissioner of Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on December 3, 2003.

December 3, 2003

Date

December 3, 2003

Date

Brenda H. Quintana
Mailer

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CERTIFICATE OF SERVICE

I certify that on November 3, 2003, I served a copy of the above **MOTION FOR EXTENSION OF DISCOVERY AND TESTIMONY PERIODS** to the following by

- First Class U.S. Mail, postage prepaid
 Hand Delivery
 Fax

Joseph T. Leone
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Brenda W. Quintana