

TTAB

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

In the Matter of Trademark NURSEWORX )  
Application Serial No. 76/441,065 )  
Filed: August 16, 2002 )  
AMN Healthcare, Inc., )

Opposition No. 91156535

Opposer, )

v. )

Nursing Solutions, Inc., )  
Applicant. )



10-20-2003  
U.S. Patent & TMO/TM Mail Rpt Dt. #22

MOTION (ON CONSENT) FOR SIXTY (60) DAY EXTENSION  
OF DISCOVERY AND TRIAL DATES

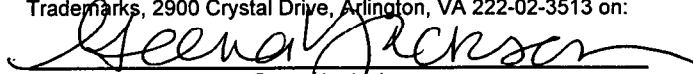
BOX TTAB - NO FEE  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, CA 22202-3513

Attention: Trademark Trial and Appeal Board

Dear Sir:

Opposer, AMN Healthcare, Inc., through its undersigned attorneys and with the consent of Applicant, Nursing Solutions, Inc., requests that the time for discovery and trial dates in the subject opposition be extended by sixty (60) days to allow additional time for the parties to continue settlement discussions. The new dates would be reset as follows:

I hereby certify that on October 20, 2003 this correspondence is being deposited with the United States Postal Service as Express Mail, Express Mail label No. EV255325832US in an envelope addressed to: BOX TTAB NO FEE, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 222-02-3513 on:

  
Geena L. Jackson

October 20, 2003  
(Date of Signature)


Period for Discovery to Close:	February 21, 2004
30-day testimony period for party in position of plaintiff to close:	May 21, 2004
30-day testimony period for party in position of defendant to close:	July 20, 2004
15-day rebuttal testimony period for plaintiff to close:	September 3, 2004

George A. Smith, Jr. of Howson & Howson, counsel for Applicant, Nursing Solutions, Inc., has provided his consent to this extension request in a telephone conversation between counsel for the parties on October 16, 2003.

This motion request is not made for purposes of delay. It is therefore respectfully requested that the extension of discovery and trial dates be granted.

Respectfully submitted.

Dated: October 20, 2003

By:   
Barry F. Soalt  
Attorney for Opposer

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Docket No.: 6447-OP01

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and complete copy of the foregoing MOTION ON CONSENT FOR SIXTY (60) DAY EXTENSION OF DISCOVERY AND TRIAL DATES is being mailed to counsel for Applicant, Nursing Solutions, Inc. on October 20, 2003, first-class, postage prepaid, to attorneys for Applicant, as follows:

George A. Smith, Jr.  
Howson & Howson  
Spring House Corporate Center  
P.O. Box 457  
Spring House, PA 19477

Dated: October 20, 2003

  
Geena L. Jackson

TTAB

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October 20, 2003

10-20-2003

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Via Express Mail

Attention: Trademark Trial and Appeal Board  
Assistant Commissioner for Trademarks  
BOX TTAB - No Fee  
2900 Crystal Drive  
Arlington, VA 22202-3513

Re: AMN Healthcare, Inc. v Nursing Solutions, Inc.  
TTAB Opposition No. 91156535  
Our Reference No.: 6447-OP01

Dear Sir/Madam:

Enclosed you will find an original and two copies of Motion (on Consent) for Sixty (60) Day Extension of Discovery and Trial Dates to be filed in triplicate in the above matter. Also enclosed is a return receipt postcard.

Very truly yours,

Barry F. Soalt

/gj  
Encl.