



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

Nextel Communications, Inc. :
:
Opposer, :
:
v. :
:
NxtWave Communications Inc. :
:
Applicant. :
:

Serial No. 76/075854

Opposition No. 91157104



09-25-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

**STIPULATED REQUEST FOR 30-DAY EXTENSION
OF TIME TO RESPOND TO NOTICE OF OPPOSITION**

On behalf of NxtWave Communications Inc., we respectfully request that the Trademark Trial and Appeal Board extend the time within which to respond to the Notice of Opposition in the above-captioned case by thirty (30) days, to October 28, 2003.

The parties do not seek this extension merely for the purpose of delay. Rather, they need the additional time to discuss a potential settlement. Edward Gray, counsel for Opposer, consented to this request and authorized counsel for applicant to file this stipulated request in a September 17th, 2003 telephone call with the undersigned. Counsel for Opposer also consented to a thirty (30) day extension of the time for Applicant to respond to Opposer's outstanding discovery requests. We therefore respectfully request favorable consideration.

If this stipulated request is granted, the parties also respectfully request that the Trademark Trial and Appeal Board reset the remaining discovery and testimony periods in this opposition proceeding by thirty (30) days. We set forth below the new discovery and testimony dates:

Discovery Period to open: October 10, 2003
Discovery period to close: April 7, 2004

09/26/2003TTAB

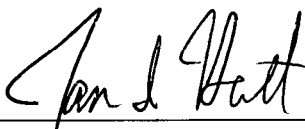
30-Day Testimony Period for Party in
Position of Plaintiff to Close: July 6, 2004

30-Day Testimony Period for Party in
Position of Defendant to Close: September 4, 2004

15-Day Rebuttal Testimony Period
for Party in Position of Plaintiff to Close: October 19, 2004

Respectfully submitted,

Dated: September 25, 2003

By: 
Peter Watt-Morse
Jason I. Hewitt
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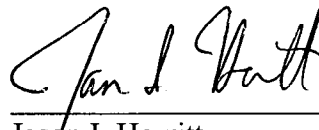
Attorneys for NxtWave Communications, Inc.

00/20/2003TAR

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Stipulated Request for 30-Day Extension of Time to Respond to a Notice of Opposition has been mailed first class, postage prepaid, this 25th day of September, 2003, to:

Edward W. Gray, Jr.
Fitch, Even, Tabin & Flannery
120 South LaSalle Street, 16th Floor
Chicago, IL 60603-3406



Jason I. Hewitt