

ESTTA Tracking number: **ESTTA48357**

Filing date: **10/12/2005**

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

Proceeding.	91158375
Applicant	Defendant ImClone Systems Incorporated ImClone Systems Incorporated 180 Varick Street, 6th Floor New York, NY 10014
Other Party	Plaintiff EXXON MOBIL CORPORATION ,

Motion for an Extension of Discovery or Trial Periods With Consent

The Close of Defendant's Trial Period is currently set to close on 10/12/2005. ImClone Systems Incorporated requests that such date be extended for 30 days, or until 11/11/2005, and that all subsequent dates be reset accordingly. The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

ImClone Systems Incorporated has secured the express consent of all other parties to this proceeding for the extension requested herein.

ImClone Systems Incorporated has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,

/Jenifer deWolf Paine/

Jenifer deWolf Paine

trademark@proskauer.com, sheuer@proskauer.com

smeleen@fulbright.com

10/12/2005