ESTTA Tracking number: **ESTTA47003**

Filing date: **10/03/2005**

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

Proceeding.	91165661
Applicant	Defendant Hammett, James R Hammett, James R 637 East 6TH Street 9th Floor New York, NY 10009
Other Party	Plaintiff Enviance Inc. ,

Motion for an Extension of Time to Answer With Consent

Hammett, James R's answer is currently due on 10/03/2005, and the close of discovery is currently set for 01/10/2006. Hammett, James R requests that its time to answer be extended by 60 days from the current due date, or until 12/02/2005. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

Hammett, James R has secured the express consent of all other parties to this proceeding for the extension requested herein.

Hammett, James R 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 First Class Mail on this date.

Respectfully submitted,
/frank j. colucci/
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10/03/2005