

ESTTA Tracking number: **ESTTA51099**

Filing date: **10/31/2005**

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

Proceeding.	91166022
Applicant	Defendant VARIAN MEDICAL SYSTEMS TECHNOLOGIES, INC. VARIAN MEDICAL SYSTEMS TECHNOLOGIES, INC . . 3100 HANSEN WAY PALO ALTO, CA 94304
Other Party	Plaintiff Zimmer Technology, Inc. Zimmer Technology, Inc. 150 S. Wacker Drive Suite 1200 Chicago, IL 60606 UNITED STATES

Motion for an Extension of Time to Answer With Consent

VARIAN MEDICAL SYSTEMS TECHNOLOGIES, INC's answer is currently due on 11/03/2005, and the close of discovery is currently set for 02/11/2006. VARIAN MEDICAL SYSTEMS TECHNOLOGIES, INC requests that its time to answer be extended by 30 days from the current due date, or until 12/03/2005. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

VARIAN MEDICAL SYSTEMS TECHNOLOGIES, INC has secured the express consent of all other parties to this proceeding for the extension requested herein.

VARIAN MEDICAL SYSTEMS TECHNOLOGIES, INC 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,
/Kelly Phair McCarthy/
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10/31/2005