

ESTTA Tracking number: **ESTTA79200**

Filing date: **05/03/2006**

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

Proceeding.	91167819
Applicant	Defendant Kabushiki Kaisha Hitachi Seisakusho
Other Party	Plaintiff INSPIRE PHARMACEUTICALS, INC.

### Motion for an Extension of Time to Answer With Consent

Kabushiki Kaisha Hitachi Seisakusho's answer is currently due on 05/12/2006, and the close of discovery is currently set for 10/31/2006. Kabushiki Kaisha Hitachi Seisakusho requests that its time to answer be extended by 60 days from the current due date, or until 07/11/2006. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*
- *A Motion for Suspension for Settlement with Consent has been filed, but the Answer is currently due before the date set for proceedings to resume. Therefore, Applicant is requesting this 60-day extension of time to answer the Notice, which will set the date for filing the Answer shortly after proceedings resume.*

Kabushiki Kaisha Hitachi Seisakusho has secured the express consent of all other parties to this proceeding for the extension requested herein.

Kabushiki Kaisha Hitachi Seisakusho 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,  
/Michelle C. Burke/  
Michelle C. Burke  
mburke@mwe.com, jmikulina@mwe.com, lbalsan@mwe.com  
KBaldaufJr@WebbLaw.com  
05/03/2006