

ESTTA Tracking number: **ESTTA204444**

Filing date: **04/11/2008**

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

Proceeding.	91182895
Applicant	Defendant Cyrus Capital Partners, L.P.
Other Party	Plaintiff Cirrus System, LLC

## Motion for an Extension of Discovery or Trial Periods With Consent

The Close of Discovery is currently set to close on 11/15/2008. Cyrus Capital Partners, L.P. requests that such date be extended for 90 days, or until 02/13/2009, and that all subsequent dates be reset accordingly.

Discovery Period to Close : 02/13/2009  
Thirty-day testimony period for party in position of plaintiff to close : 05/14/2009  
Thirty-day testimony period for party in position of defendant to close : 07/13/2009  
Fifteen-day rebuttal testimony period to close : 08/27/2009

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

Cyrus Capital Partners, L.P. has secured the express consent of all other parties to this proceeding for the extension requested herein.

Cyrus Capital Partners, L.P. 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,

/eileen sullivan/

Eileen Sullivan

eileen.sullivan@bingham.com

mitrione.gianfranco@dorsey.com, wasnofski.robert@dorsey.com, david.johanson@bingham.com

04/11/2008