

ESTTA Tracking number: **ESTTA273524**

Filing date: **03/20/2009**

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

Proceeding.	91183042
Applicant	Plaintiff NetApp, Inc.
Other Party	Defendant Wireless Control Network Solutions, LLC d/b/a "Synapse"d/b/a "Synapse"

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

The Close of Discovery is currently set to close on 03/23/2009. NetApp, Inc. requests that such date be extended for 30 days, or until 04/22/2009, and that all subsequent dates be reset accordingly.

Time to Answer :	CLOSED
Deadline for Discovery Conference :	CLOSED
Discovery Opens :	CLOSED
Initial Disclosures Due :	CLOSED
Expert Disclosure Due :	03/23/2009
Discovery Closes :	04/22/2009
Plaintiff's Pretrial Disclosures :	06/06/2009
Plaintiff's 30-day Trial Period Ends :	07/21/2009
Defendant's Pretrial Disclosures :	08/05/2009
Defendant's 30-day Trial Period Ends :	09/19/2009
Plaintiff's Rebuttal Disclosures :	10/04/2009
Plaintiff's 15-day Rebuttal Period Ends :	11/03/2009

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

NetApp, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

NetApp, 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 Facsimile or email (by agreement only) on this date.

Respectfully submitted,  
/lew/

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03/20/2009