ESTTA Tracking number: **ESTTA258302**

Filing date: **12/31/2008**

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

Proceeding	91183985
Party	Defendant Johnson & Johnson
Correspondence Address	Joseph D. Lewis Barnes & Thornburg LLP 750 17th Street, N.W. Washington, DC 20006 UNITED STATES xlewis@btlaw.com
Submission	Motion to Extend
Filer's Name	Joseph D. Lewis
Filer's e-mail	xlewis@btlaw.com
Signature	/JDL/
Date	12/31/2008
Attachments	8629-46342 Healix v. J&J; eot.pdf (2 pages)(38421 bytes)

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

HEALIX INFUSION THERAPY, INC.	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91183985
	)	
JOHNSON & JOHNSON	)	
	)	
Applicant	)	
	)	

REQUEST FOR EXTENSION OF TIME

Applicant, Johnson & Johnson, through its undersigned counsel, hereby requests an extension of time until February 5, 2009 in which to file its Initial Discovery Disclosures.

Counsel for Applicant has received papers that identify a new civil action that apparently has been filed by Opposer, but not yet served; and which appears to relate to the present opposition. The additional time is being requested to consider these recently-received documents, and determine whether the instant opposition should be suspended, or what, if any, other impact the new filing may have on the present proceeding.

Respectfully submitted,

Johnson & Johnson

By: Joseph D. Lewis /cb6

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Attorneys for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Request was served on Scott Weiss, Healix Infusion Therapy, Inc., 14140 Southwest Freeway. Suite 400, Sugar Land, TX 77478, on the 31st day of December, 2008, by first class mail, postage prepaid.

Joseph D. Lewis /clb

Joseph D. Lewis

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