

ESTTA Tracking number: **ESTTA352423**

Filing date: **06/11/2010**

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

Proceeding.	91190142
Applicant	Plaintiff Inspire Pharmaceuticals, Inc.
Other Party	Defendant Inspire Medical Systems, Inc.

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

The Close of Discovery is currently set to close on 08/06/2010. Inspire Pharmaceuticals, Inc. requests that such date be extended for 90 days, or until 11/04/2010, 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 :	10/05/2010
Discovery Closes :	11/04/2010
Plaintiff's Pretrial Disclosures :	12/19/2010
Plaintiff's 30-day Trial Period Ends :	02/02/2011
Defendant's Pretrial Disclosures :	02/17/2011
Defendant's 30-day Trial Period Ends :	04/03/2011
Plaintiff's Rebuttal Disclosures :	04/18/2011
Plaintiff's 15-day Rebuttal Period Ends :	05/18/2011

The grounds for this request are as follows:

- *Parties are unable to complete discovery/testimony during assigned period*
- *Parties are engaged in settlement discussions*

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

Inspire Pharmaceuticals, 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,  
/kebjr/  
Kent E. Baldauf, Jr.  
ttab@webblaw.com  
eric.paulsrud@leonard.com  
06/11/2010