

ESTTA Tracking number: **ESTTA343980**

Filing date: **04/26/2010**

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

Proceeding	91191924
Party	Plaintiff Dr. Babor GmbH & Co. KG
Correspondence Address	Michael J. Bevilacqua, Esquire Wilmer Cutler Pickering Hale and Dorr LLP 60 State Street Boston, MA 02109 UNITED STATES Michael.Bevilacqua@wilmerhale.com
Submission	Stipulated/Consent Motion to Extend
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Date	04/26/2010
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DR. BABOR GMBH & CO. KG.,)
)
)
 Opposer,)
)
 v.) Opposition No: 91/191924
)
 Appolos, Inc.,)
)
 Applicant.)

STIPULATED REQUEST FOR EXTENSION OF TIME

DR. BABOR GMBH & CO. KG and Appolos, Inc., parties to the above-captioned proceeding, hereby requests that the discovery and trial periods in this matter be extended for thirty (30) days. The parties await action by the Board on an amendment to the opposed application, which amendment should resolve the controversy. The new dates are as follows:

Initial Disclosures	May 24, 2010
Period for Discovery to Close	October 21, 2010
Trial Period for Party in Position of Plaintiff to Close (opening thirty days prior thereto)	January 19, 2011
Trial Period for Party in Position of Defendant to Close	

(opening thirty days prior thereto)

March 20, 2011

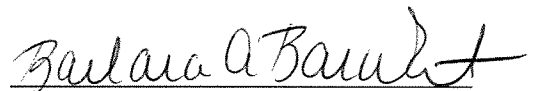
Rebuttal testimony period to close
(opening fifteen days prior thereto)

May 4, 2011

This request is being made in good faith with the express consent of Mr. Seung H. Choi, President of Applicant, sent by email to the undersigned on April 22, 2010.

This extension is being sought for the purposes of allowing the Board to act on the amendment to the application filed by Applicant.

Respectfully submitted,



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Date: April 26, 2010