

ESTTA Tracking number: **ESTTA391771**

Filing date: **02/04/2011**

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

Proceeding.	91192554
Applicant	Plaintiff Cook Incorporated
Other Party	Defendant MTP Medical Technical Promotion GmbH

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

The Close of Discovery is currently set to close on 03/10/2011. Cook Incorporated requests that such date be extended for 30 days, or until 04/09/2011, 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 :	03/10/2011
Discovery Closes :	04/09/2011
Plaintiff's Pretrial Disclosures :	05/24/2011
Plaintiff's 30-day Trial Period Ends :	07/08/2011
Defendant/Counterclaim Plaintiff's Pretrial Disclosures :	07/23/2011
30-day Trial Period for Defendant and Plaintiff in the Counterclaim :	09/06/2011
Counterclaim Defendant's and Plaintiff Rebuttal Disclosures Due :	09/21/2011
30-day Trial Period for Counterclaim Defendant and Rebuttal Testimony as Plaintiff ends :	11/05/2011
Counterclaim Plaintiff's Rebuttal Disclosures Due :	11/20/2011
15-day Rebuttal Period for Counterclaim Plaintiff Ends :	12/20/2011
Plaintiff's Trial Brief Due :	02/18/2012
Defendant 's Trial Brief and Plaintiff in the Counterclaim Due :	03/19/2012
Brief for Defendant in the Counterclaim and Reply Brief, if any, for Plaintiff Due :	04/18/2012
Reply Brief, if any, for Plaintiff in the Counterclaim Due :	05/03/2012

The grounds for this request are as follows:

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

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

Cook Incorporated 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,

/Marta L. Paul/

Marta L. Paul

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02/04/2011