

ESTTA Tracking number: **ESTTA371611**

Filing date: **10/04/2010**

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

Proceeding	91193319
Party	Plaintiff Palm, Inc.
Correspondence Address	CONNIE L. ELLERBACH FENWICK & WEST LLP 801 CALIFORNIA STREET, SILICON VALLEY CENTER MOUNTAIN VIEW, CA 94041 UNITED STATES trademarks@fenwick.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Connie L. Ellerbach, Esq.
Filer's e-mail	trademarks@fenwick.com
Signature	/cle1087/
Date	10/04/2010
Attachments	Consented Motion to Extend.pdf (4 pages)(93143 bytes)

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

In the matter of
Trademark Application No. 77/691,186
Filed: March 14, 2009
Published: September 15, 2009
Mark: TEO

Palm, Inc.,)	
Plaintiff and)	
Counterclaim Defendant,)	
)	
vs.)	
)	Opposition No. 91193319
Stephen Hill.)	
Defendant and)	
Counterclaim Plaintiff.)	
)	
)	

CONSENTED MOTION TO EXTEND DISCOVERY AND TRIAL DATES

Plaintiff and Counterclaim Defendant, Palm, Inc., by and through its attorneys, hereby requests that the Trademark Trial and Appeal Board ("Board") suspend proceedings in the above-entitled matter for a period of thirty days (30) days, and that the discovery and testimony periods set in the above-entitled matter be reset as follows:

Proceedings Resume	November 4, 2010
Discovery Opens	December 5, 2010
Initial Disclosures Due	January 4, 2011
Expert Disclosures Due	May 4, 2011
Discovery Closes	June 3, 2011
Plaintiff's Pretrial Disclosures	July 18, 2011

Plaintiff's 30-day Testimony Period Ends	September 1, 2011
Defendant's/Counterclaim Plaintiff's Pretrial Disclosures	September 16, 2011
Defendant's and Counterclaim Plaintiff's 30-day Testimony Period Ends	October 31, 2011
Plaintiff's and Counterclaim Defendant's Rebuttal Disclosures	November 15, 2011
Plaintiff's and Counterclaim Defendant's Rebuttal Period Ends	December 30, 2011
Counterclaim Plaintiff's Rebuttal Disclosures	January 14, 2012
Counterclaim Plaintiff's 15-day Rebuttal Period Ends	February 13, 2012
Plaintiff's Brief due	April 13, 2012
Defendant's and Counterclaim Plaintiff's Brief due	May 13, 2012
Counterclaim Defendant's Brief and Plaintiff's Reply Brief due	June 12, 2012
Counterclaim Plaintiff's Reply Brief due	June 27, 2012

This request is made in good faith and not for the purpose of unduly delaying proceedings in the Patent and Trademark Office. The parties are negotiating a possible settlement of this matter, which may obviate the need to continue with opposition proceedings. It is believed that this constitutes good cause for the request, and an order granting this motion is respectfully requested.

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Mark: TEO
Opposition No.: 91193319

PROOF OF SERVICE BY MAIL

I declare that:

I am employed in the County of Mountain View, California.

I am over the age of eighteen years and not a party to the within cause; my business address is 801 California Street, Mountain View, California 94041. On the date indicated below, I served the within **CONSENTED MOTION TO EXTEND DISCOVERY AND TRIAL DATES**, on the interested parties in said cause, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Mountain View, California, addressed as follows:

Kalai Lau Wineland
Patentique PLLC
P.O. Box 5803
Bellevue, WA 98006

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed at Mountain View, California, this 4th day of October, 2010.

Leonor Iglesias
Leonor Iglesias

24264/00750/DOCS/2311349.1

Mark: TEO
Opposition No.: 91193319