

ESTTA Tracking number: **ESTTA490623**

Filing date: **08/23/2012**

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

Proceeding.	91205158
Applicant	Defendant Botanium Limited
Other Party	Plaintiff Bayer Aktiengesellschaft

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

The Defendant's Time to Answer is currently set to close on 08/24/2012. Botanium Limited requests that such date be extended for 60 days, or until 10/23/2012, and that all subsequent dates be reset accordingly.

Time to Answer :	10/23/2012
Deadline for Discovery Conference :	11/22/2012
Discovery Opens :	11/22/2012
Initial Disclosures Due :	12/22/2012
Expert Disclosure Due :	04/21/2013
Discovery Closes :	05/21/2013
Plaintiff's Pretrial Disclosures :	07/05/2013
Plaintiff's 30-day Trial Period Ends :	08/19/2013
Defendant's Pretrial Disclosures :	09/03/2013
Defendant's 30-day Trial Period Ends :	10/18/2013
Plaintiff's Rebuttal Disclosures :	11/02/2013
Plaintiff's 15-day Rebuttal Period Ends :	12/02/2013

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

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

Botanium Limited 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,  
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08/23/2012