ESTTA Tracking number: **ESTTA576349**

Filing date: **12/13/2013**

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

Proceeding.	91213313
Applicant	Defendant AOptix Technologies, Inc.
Other Party	Plaintiff Stratus Technologies Bermuda Ltd., Stratus Technologies, Inc.
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	No

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 12/14/2013. AOptix Technologies, Inc. requests that such date be extended for 30 days, or until 01/13/2014, and that all subsequent dates be reset accordingly.

Time to Answer :	01/13/2014
Deadline for Discovery Conference :	02/12/2014
Discovery Opens :	02/12/2014
Initial Disclosures Due :	03/14/2014
Expert Disclosure Due :	07/12/2014
Discovery Closes :	08/11/2014
Plaintiff's Pretrial Disclosures :	09/25/2014
Plaintiff's 30-day Trial Period Ends :	11/09/2014
Defendant's Pretrial Disclosures :	11/24/2014
Defendant's 30-day Trial Period Ends :	01/08/2015
Plaintiff's Rebuttal Disclosures :	01/23/2015
Plaintiff's 15-day Rebuttal Period Ends :	02/22/2015

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*

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

AOptix Technologies, 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,
/bmcginnis/
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