

ESTTA Tracking number: **ESTTA1004449**

Filing date: **09/25/2019**

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

Proceeding No.	91244834
Filing Party	Defendant MultiVir Inc.
Other Party	Plaintiff ABT Holding Company
Pending Motion	There is no motion currently pending and no other motion is being filed concurrent with this consent motion.

Consent Motion to Extend

The Time to Answer is currently set to close on 09/28/2019. MultiVir Inc. requests that such date be extended for 30 days, or until 10/28/2019, and that all subsequent dates be reset accordingly.

Time to Answer	10/28/2019
Deadline for Discovery Conference	11/27/2019
Discovery Opens	11/27/2019
Initial Disclosures Due	12/27/2019
Expert Disclosures Due	04/25/2020
Discovery Closes	05/25/2020
Plaintiff's Pretrial Disclosures Due	07/09/2020
Plaintiff's 30-day Trial Period Ends	08/23/2020
Defendant's Pretrial Disclosures Due	09/07/2020
Defendant's 30-day Trial Period Ends	10/22/2020
Plaintiff's Rebuttal Disclosures Due	11/06/2020
Plaintiff's 15-day Rebuttal Period Ends	12/06/2020
Plaintiff's Opening Brief Due	02/04/2021
Defendant's Brief Due	03/06/2021
Plaintiff's Reply Brief Due	03/21/2021
Request for Oral Hearing (optional) Due	03/31/2021

The grounds for this request are as follows:

- *Parties are engaged in settlement discussions*
- *The Parties have continued to engage in settlement discussions and Applicant has provided a draft written agreement to Opposer, which is currently being considered by Opposer. As a result, the Parties believe that there is good cause for an additional extension of time, so that there is not an unnecessary expenditure of the Board's or the Parties' resources in light of the Parties' continued discussions. Accordingly, Applicant requests that all deadlines in this proceeding be extended for thirty (30) days to allow the Parties to continue their discussions and settlement efforts.*

MultiVir Inc. has secured the express consent of all other parties to this proceeding for the extension and re-setting of dates requested herein.

Certificate of Service

The undersigned hereby certifies that a copy of this filing has been served upon all parties, at their address of

record by Email on this date.

Respectfully submitted,

/Adam S. Baldrige/

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