

ESTTA Tracking number: **ESTTA1011658**

Filing date: **10/28/2019**

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

Proceeding No.	91251056
Filing Party	Defendant Scale Computing, Inc.
Other Party	Plaintiff Toolbox TVE, LLC
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 10/29/2019. Scale Computing, Inc. requests that such date be extended for 30 days, or until 11/28/2019, and that all subsequent dates be reset accordingly.

Time to Answer	11/28/2019
Deadline for Discovery Conference	12/28/2019
Discovery Opens	12/28/2019
Initial Disclosures Due	01/27/2020
Expert Disclosures Due	05/26/2020
Discovery Closes	06/25/2020
Plaintiff's Pretrial Disclosures Due	08/09/2020
Plaintiff's 30-day Trial Period Ends	09/23/2020
Defendant's Pretrial Disclosures Due	10/08/2020
Defendant's 30-day Trial Period Ends	11/22/2020
Plaintiff's Rebuttal Disclosures Due	12/07/2020
Plaintiff's 15-day Rebuttal Period Ends	01/06/2021
Plaintiff's Opening Brief Due	03/07/2021
Defendant's Brief Due	04/06/2021
Plaintiff's Reply Brief Due	04/21/2021
Request for Oral Hearing (optional) Due	05/01/2021

The grounds for this request are as follows:

- *Continued evaluation of claims set forth in Notice of Opposition.*

Scale Computing, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting 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,

/Michael J. McGee/

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10/28/2019