

ESTTA Tracking number: **ESTTA1158751**

Filing date: **09/10/2021**

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

Proceeding	91251142
Party	Plaintiff Senseonics, Incorporated
Correspondence Address	R J HEHER FENWICK & WEST LLP 801 CALIFORNIA STREET , SILICON VALLEY CENTER MOUNTAIN VIEW, CA 94041-1990 UNITED STATES Primary Email: trademarks@fenwick.com 650-988-8500
Submission	Stipulated/Consent Motion to Extend
Filer's Name	R.J. Heher, Esq.
Filer's email	trademarks@fenwick.com, rjheher@fenwick.com, jdueck@fenwick.com
Signature	/R.J. Heher/
Date	09/10/2021
Attachments	Joint Stipulation to Extend-ZENSE Opp.pdf(116463 bytes)

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

In the matter of application Serial No. 88/079,632
For the Trademark "ZENSE"
Published in the *Official Gazette* on May 28, 2019

SENSEONICS, INCORPORATED,

Opposer,

Opposition No. 91251142

vs.

ZENSE-LIFE, INC.

Applicant

JOINT STIPULATION TO EXTEND TIME

Opposer Senseonics, Incorporated ("Opposer") and Applicant Zense-Life, Inc. ("Applicant"), subject to the approval of the Board, hereby jointly agree and stipulate that all disclosure, discovery, and trial dates and deadlines are to be extended by three months beyond what was set in the Board's Communication dated June 18, 2021. Agreement to the ninety (90) day extension was confirmed by email between counsel on September 7, 2021.

Good cause for this request exists for both parties, as business operations and personnel have been and are now again severely disrupted by the pandemic and the impact of the Delta variant. Medical practitioners are crucial to both parties' clinical trials and governmental approvals and to the delivery of Opposer's products and services to patients (which requires medical practitioner implementation.) The impact of the pandemic was beginning to wane but the Delta variant is again causing severe disruption.

The Opposer and Applicant jointly respectfully request the Board to extend all time deadlines by ninety (90) days and reset all subsequent dates accordingly. The reset trial dates would be as follows:

Expert Disclosures Due	12/25/2021
Discovery Closes	01/24/2022
Plaintiff's Pretrial Disclosures Due	03/10/2022
Plaintiff's 30-day Trial Period Ends	04/24/2022
Defendant's Pretrial Disclosures Due	05/09/2022
Defendant's 30-day Trial Period Ends	06/23/2022
Plaintiff's Rebuttal Disclosures Due	07/08/2022
Plaintiff's 15-day Rebuttal Period Ends	08/07/2022
Plaintiff's Opening Brief Due	10/06/2022
Defendant's Brief Due	11/05/2022
Plaintiff's Reply Brief Due	11/20/2022
Request for Oral Hearing (optional) Due	11/30/2022

Opposer has provided an e-mail address herewith for itself and for the Applicant so that the Board may electronically issue any order on this motion.

A Proof of Service by Electronic Mail accompanies this Motion.

Dated: September 10, 2021

By: /s/ R.J. Heher
R.J. Heher
Fenwick & West LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041-1990
Telephone: (415) 875-2329
Email: rjheher@fenwick.com
Attorney for Opposer

Dated: September 10, 2021

By: /s/ William J. Kolegraff
William J. Kolegraff
Law Office of Bill Kolegraff
3119 Turnberry Way
Jamul, CA 91935
Telephone: (619) 602-2530
Email: bkolegraff@gmail.com
Attorney for Applicant

Mark: ZENSE
Opposition No. 91251142
Joint Stipulation to Extend Time

PROOF OF SERVICE BY ELECTRONIC MAIL

I declare that:

I am employed in the City and County of San Francisco, California.

I am over the age of eighteen years and not a party to the within cause; my business address is 555 California Street, Suite 1200, San Francisco, CA 94104. On the date indicated below, I served the within **JOINT STIPULATION TO EXTEND TIME** on the interested parties in said cause, by causing to be transmitted via e-mail the document listed above to the addressee at the e-mail address listed below:

William Kolegraff
Law Office of Bill Kolegraff
3119 Turnberry Way
Jamul, CA 91935
bkolegraff@gmail.com

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed at San Francisco, California, this 10th day of September, 2021.

/R.J. Heher/
R.J. Heher, Esq.

Mark: ZENSE
Opposition No. 91251142
Joint Stipulation to Extend Time