

ESTTA Tracking number: **ESTTA1121126**

Filing date: **03/17/2021**

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

Proceeding No.	91256082
Filing Party	Defendant Merck Sharp & Dohme Corp.
Other Party	Plaintiff Softek Illuminate, Inc.
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 Expert Disclosures Due is currently set to close on 03/20/2021. Merck Sharp & Dohme Corp. requests that such date be extended for 60 days, or until 05/19/2021, and that all subsequent dates be reset accordingly.

Answer to Counterclaim Due	09/21/2020 (CLOSED)
Deadline for Discovery Conference	10/21/2020 (CLOSED)
Discovery Opens	10/21/2020 (CLOSED)
Initial Disclosures Due	11/20/2020 (CLOSED)
Expert Disclosures Due	05/19/2021
Discovery Closes	06/18/2021
Pretrial Disclosures Due for Party in Position of Plaintiff in Original Claim	08/02/2021
30-day Trial Period Ends for Party in Position of Plaintiff in Original Claim	09/16/2021
Pretrial Disclosures Due for Party in Position of Defendant in Original Claim and in Position of Plaintiff in Counterclaim	10/01/2021
30-day Trial Period Ends for Party in Position of Defendant in Original Claim, and in Position of Plaintiff in Counterclaim	11/15/2021
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Original Claim and in Position of Defendant in Counterclaim	11/30/2021
30-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Original Claim, and in Position of Defendant in Counterclaim	01/14/2022
Pretrial Disclosures Due for Rebuttal of Party in Position of Plaintiff in Counterclaim	01/29/2022
15-day Trial Period Ends for Rebuttal of Party in Position of Plaintiff in Counterclaim	02/28/2022
Opening Brief for Party in Position of Plaintiff in Original Claim Due	04/29/2022
Combined Brief for Party in Position of Defendant in Original Claim and Opening Brief as Plaintiff in Counterclaim Due	05/29/2022
Combined Rebuttal Brief for Party in Position of Plaintiff in Original Claim and Brief as Defendant in Counterclaim Due	06/28/2022
Rebuttal Brief for Party in Position of Plaintiff in Counterclaim Due	07/13/2022
Request for Oral Hearing (optional) Due	07/23/2022

The grounds for this request are as follows:

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*Parties are unable to complete discovery/testimony during assigned period*

Merck Sharp & Dohme Corp. 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,

/Robert Hunziker/

Robert Hunziker

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03/17/2021