

TAB 3

03-07-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

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

Rolex Watch U.S.A., Inc.)	
)	Cancellation No. 92040971
Petitioner,)	
)	
v.)	STIPULATED EXTENSION OF
)	DISCOVERY AND TRIAL DATES
Roex, Inc.)	
)	
Registrant.)	

The parties stipulate to a six month extension of the discovery and trial dates. As grounds therefor, the parties advise the Board as follows

1. The parties have been discussing a potential settlement. Because of the travel and trial schedules of counsel for the parties, they have not yet been able to work out the terms of the a settlement.

2. Since the filing of this Cancellation petition, Petitioner has filed an Opposition to another of registrant's ROEX marks which is currently pending. If this matter moves forward, the parties believe that the matters will be consolidated for purposes of discovery and trial since the issues in both proceedings are identical.

3. The current discovery closing date in this matter is March 23, 2003. Since the parties have been diligently pursuing settlement, they believe that this matter, and the companion matter, are best served by continuing the discovery and trial dates for six months to give the parties sufficient time to work out a

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settlement and if that is not possible, then it will give them time to complete discovery and prepare for trial.

4. The suggested new schedule is the following:

Discovery period closes:	Sept. 23, 2003
Plaintiff testimony period closes	Dec. 21, 2003
Defendant testimony period closes	Feb. 20, 2004
Rebuttal testimony period closes	April 4, 2004

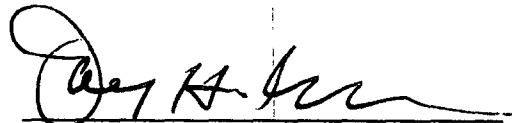
This stipulation is filed in good faith and not for purposes of delay. The parties request that the TTAB agree to the stipulated extension. The undersigned is authorized to advise the Board the Petition consents to this stipulated request.

Dated: March 3, 2003


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I certify that the foregoing is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Dickerson M. Downing, Morgan & Finnegan, LLP, 345 Park Avenue, New York, NY 10154 on March 3, 2003,


Jay H. Geller