ESTTA Tracking number: **ESTTA46690**

Filing date: **09/29/2005**

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

Proceeding.	92044872
Applicant	Defendant CREATIVE LABORATORIES INC. CREATIVE LABORATORIES INC. 1325 Eagandale Court #110 Eagan, MN 551211326
Other Party	Plaintiff Neways, Inc. Neways, Inc. 150 East 500 North Salem, UT 84653

Motion for an Extension of Time to Answer With Consent

CREATIVE LABORATORIES INC.'s answer is currently due on 10/10/2005, and the close of discovery is currently set for 03/18/2006. CREATIVE LABORATORIES INC. requests that its time to answer be extended by 30 days from the current due date, or until 11/09/2005. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

CREATIVE LABORATORIES INC. has secured the express consent of all other parties to this proceeding for the extension requested herein.

CREATIVE LABORATORIES INC. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Respectfully submitted,
/Peter J. Ims/
Peter J. Ims
pims@wck.com
jstringham@wnlaw.com
09/29/2005