

ESTTA Tracking number: **ESTTA178395**

Filing date: **12/04/2007**

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

Proceeding.	92047176
Applicant	Defendant Laboratorios Le Roy, S.A. de C.V.
Other Party	Plaintiff AVS Inc.

### **Motion for an Extension of Time to Answer With Consent**

Laboratorios Le Roy, S.A. de C.V.'s answer is currently due on 12/12/2007, and the close of discovery is currently set for 02/20/2008. Laboratorios Le Roy, S.A. de C.V. requests that its time to answer be extended by 30 days from the current due date, or until 01/11/2008. The grounds for applicant's request are as follows:

- *The parties are discussing settlement*

Laboratorios Le Roy, S.A. de C.V. has secured the express consent of all other parties to this proceeding for the extension requested herein.

Laboratorios Le Roy, S.A. de C.V. 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,

/LES/

Laura E. Smith

lsmith@creativity-law.com

gborababy@pattonboggs.com

12/04/2007