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Filing date: **12/21/2018**

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

Proceeding	91240294
Party	Defendant PathoQuest
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Submission	Stipulated/Consent Motion to Extend
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Date	12/21/2018
Attachments	008219.00059 - Consent Motion to Extend.pdf(141526 bytes)

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

IN THE MATTER OF APPLICATION

Mark: PATHOQUEST
Applicant: PathoQuest
Serial No.: 79/195950
Published in
the Official Gazette: September 26, 2017

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QUEST DIAGNOSTICS INVESTMENTS LLC, : Opposition No. 91240294
: :
Opposer, : :
: :
v. : :
: :
PATHOQUEST : :
: :
Applicant. : :
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CONSENT MOTION TO EXTEND

On December 3, 2018, PathoQuest, with the consent of Quest Diagnostic Investments LLC, filed a Motion to Extend the December 2, 2018 Answer deadline, along with all subsequent Discovery and Trial Dates, by 30 days. In as far as the Trademark Trial and Appeal Board has not acted on the Motion to Extend, the parties are acting under the schedule proposed in the Motion to Extend filed on December 2, 2018.

As such, the deadline for Applicant to file and serve its Answer is currently set to close on January 1, 2019. In light of the end-of-year holidays, and with the consent of Quest Diagnostic Investments LLC, PathoQuest requests that such date be extended for 30 days, or until January 31, 2019, and that all subsequent dates, including deadline for discovery conference, close of discovery, pretrial disclosures and testimony periods, be reset accordingly as follows:

<u>Event Scheduled</u>	<u>Date</u>
Time to Answer	January 31, 2019
Deadline for Discovery Conference	March 2, 2019
Discovery Opens	March 2, 2019
Initial Disclosures Due	April 1, 2019
Expert Disclosures Due	July 30, 2019
Discovery Closes	August 29, 2019
Plaintiff's Pretrial Disclosures	October 13, 2019
Plaintiff's 30-day Trial Period Ends	November 27, 2019
Defendant's Pre-trial Disclosures	December 12, 2019
Defendant's 30-day Trial Period Ends	January 26, 2020
Plaintiff's Rebuttal Disclosures	February 10, 2020
Plaintiff's 15-day Rebuttal Period ends	March 11, 2020
Plaintiff's Opening Brief Due	May 10, 2020
Defendant's Brief Due	June 9, 2020
Plaintiff's Reply Brief Due	June 24, 2020
Request for Oral Hearing (optional) Due	July 4, 2020

The grounds for this request are as follows:

- Parties are engaged in settlement discussions.

PathoQuest has secured the express consent of all other parties to this proceeding for the extension and resetting of all dates requested herein.

PathoQuest 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.

/Anna King/

Date: December 21, 2018

Anna L. King

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Attorneys for PathoQuest

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the Consent Motion to Extend has been served on Applicant's Counsel of Record by forwarding said copy on December 21, 2018, via email to:

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