

Dec 23 09 08:14a

Robert W. Sweet

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JUDGE ROBERT W. SWEET

p. 1

DEC-22-2009 15:00

US ATTORNEY'S OFFICE

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P.02/03



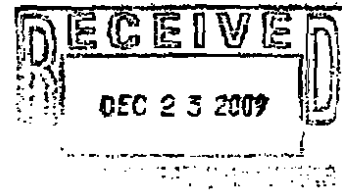
U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

December 22, 2009

By Facsimile (212-805-0124)
The Honorable Robert W. Sweet
United States District Judge
United States Courthouse
Southern District of New York
500 Pearl Street
New York, New York 10007

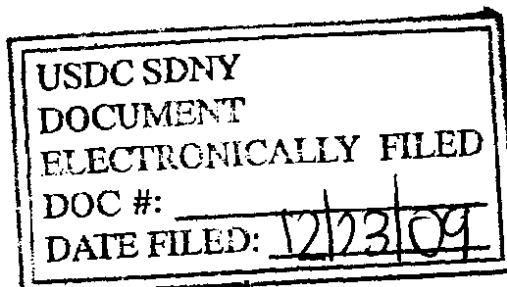


Re: Association for Molecular Pathology, et al v. U.S.
Patent and Trademark Office et al.,
09 Civ. 4515 (RWS)

Dear Judge Sweet:

We write respectfully to request a one-day extension of time, from December 23, 2009, until December 24, 2009, for defendant United States Patent and Trademark Office ("USPTO") to submit its opposition to plaintiffs' motion for summary judgment, and its cross-motion for judgment on the pleadings.

The reason for the requested extension is that, due to the winter storm over the past weekend, federal government offices in Washington, D.C. were closed on Monday, December 21, 2009, and I therefore could not communicate with and receive information from certain USPTO personnel who are assisting in the preparation of the Government's motion papers.



So ordered
Sweet
USPT
12-23-09

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DEC-22-2009 15:01

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Previously, the Court granted the Government's request to extend the deadline for its motion papers until December 23, 2009. Counsel for plaintiffs consents to the Government's instant request.

Respectfully,

PREET BHARARA
United States Attorney

By: *Ross E. Morrison*
ROSS E. MORRISON
Assistant United States Attorney
Tel.: (212) 637-2691

cc: (via email)
Christopher Hansen, Esq.
Brian M. Poissant, Esq.