

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

Trademark Application

Serial No. : 75/478,450
 Filed : May 4, 1998
 Published : August 27, 2002
 Applicant : Nutri Pharma AS
 Mark : ABACOR
 International Class : 5

REQUEST FOR AUTOMATIC EXTENSION
OF TIME TO FILE OPPOSITION

Pursuant to 15 U.S.C. § 1063 (Lanham Act § 13) and Trademark Rule 2.102, request is hereby made for a thirty (30) day extension of time within which a Notice of Opposition may be filed with respect to the above-identified application. This request is made on behalf of the prospective opposer:

Kos Pharmaceuticals, Inc.
 1001 Brickell Bay Drive
 25th Floor
 Miami, Florida 33131

The time within which a Notice of Opposition must be filed presently expires on September 26, 2002. If this request is granted, the time within which the prospective opposer may file a Notice of Opposition would be extended to and include October 26, 2002.

Checked By: Daniel H. Klevan

Dates: September 24, 2002

DOCKETED FOR: 2/6 OCT 02
CHECKED BY: DNR

The foregoing request is made in good faith and not for purposes of delay and is being submitted in triplicate in accordance with Trademark Rule 2.102(d).

Respectfully submitted,
FISH & NEAVE

Dated: September 24, 2002

By Susan Prohoff
Susan Prohoff
Kristen L. Fancher

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New York, New York 10020
Tel.: (212) 596-9000

Attorneys for Prospective
Opposer, Kos Pharmaceuticals,
Inc.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner of Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on the date which appears below:

Alena Cassano

Name

September 24, 2002

Date of the Signature and Deposit

Opposition/Cancellation No. _____

PLTF. Kos Pharmaceuticals, Inc.

vs. _____

DEF. Nutri Pharma AS

Mark ABACOR *Serial No.* 75/478,450

Receipt is hereby acknowledged of the:
Request for Automatic Extension of Time to
File Opposition (in triplicate).

Dated September 24, 2002 *Filed in connection with*
the above case.

COMMISSIONER OF PATENTS AND TRADEMARKS

Opposition/Cancellation No. _____

PLTF. Kos Pharmaceuticals, Inc.



vs. _____

DEF. Nutri Pharma AS

09-27-2002

Mark ABACOR

U.S. Patent & TMOt/TM Mail Rcpt Dt. #58

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Receipt is hereby acknowledged of _____
Request for Automatic Extension of Time to
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Dated September 24, 2002
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