

**UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513**

**Mailed: December 12, 2002**

Applicant: Thorspring-Iceland, Inc.  
Serial No.: 75704354  
Filed: 05/13/1999  
Mark: ICELANDSPRING

H. DAVID STARR, ESQ.  
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**Veronica White, Legal Assistant**

A review of the file reveals that in a letter dated November 15, 2002, the Board granted potential opposer's request for a further extension of time to oppose filed November 4, 2002.

However, the additional extension of time requested on behalf of potential opposer, Swiss Valley Farms, resulted in total extensions of time aggregating 130 days from the date of publication of applicant's mark. Trademark Rule 2.102(c), as amended July 15, 1996, provides in part as follows:

. . . extensions of time to file an opposition aggregating more than 120 days from the date of publication of the application will not be granted except upon (1) a written consent or stipulation signed by the applicant or its authorized representative, or (2) a written request by the potential opposer or its authorized representative stating that the applicant or its authorized representative has consented to the request, or (3) a showing of extraordinary circumstances, it being considered that a potential opposer has an adequate alternative remedy by a petition for cancellation.

Inasmuch as the circumstances recited in the instant request are not deemed to be extraordinary in nature, and since there is no indication that applicant has consented thereto, the Board's letter dated November 15, 2002, is hereby vacated and the request for extension of time filed on November 4, 2002 (with a certificate of mailing dated October 30, 2002 is now **denied**. Potential opposer's remedy lies in the filing of a petition for cancellation after applicant's application has matured into registration.