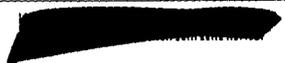


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application of:)
Serial No.: 75/830,888)
Mark: MISCELLANEOUS DESIGN)
Filed: October 25, 1999)
Published: August 27, 2002)
Applicant: Milwaukee Electric Tool Corporation)


09-25-2002
U.S. Patent & TMO/TM Mail Rcpt Dt. #39

REQUEST FOR FIRST EXTENSION OF TIME TO
FILE NOTICE OF OPPOSITION

TRADEMARK TRIAL AND
APPEAL BOARD
02 OCT 16 PM 9:30

Box TTAB - NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3515

Dear Commissioner:

The undersigned, Sears, Roebuck and Co., a corporation duly organized and existing under the laws of the State of New York, having its principal offices and place of business at 3333 Beverly Road, Hoffman Estates, Illinois, 60179, hereby requests that the time for filing opposition to the above-identified application be extended a period of sixty (60) days, up to and including November 27, 2002, in accordance with Section 13 of the Trademark Act of 1946 and Rule 2.102(b) of the Trademark Rules of Practice.

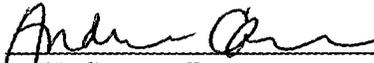
Potential Opposer is investigating Applicant's use of the trademark applied for to determine the advisability of instituting formal opposition proceedings. Additional time is needed for this purpose.

This request is prepared and submitted in triplicate.

Respectfully submitted,

SEARS, ROEBUCK AND CO.

Dated: September 24, 2002

By: 
Andrea K. Cannon, Esq.
Attorney for Applicant
Sears, Roebuck and Co.
3333 Beverly Road, Law Department, B6-363B
Hoffman Estates, IL 60179
Telephone: (847) 286-1435 / Facsimile: (847) 286-3379

CERTIFICATE OF MAILING

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

"Express Mail" mailing label number: ET 807949573 US

Date of Deposit: September 25, 2002

I certify that the attached Request for First Extension of Time to File Notice Of Opposition for Serial No. 75/830,888, in triplicate, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and addressed to: Box TTAB – NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

Steinbock

SEARS

Lynn M. Eichelberger
Paralegal
Law Department - D/766X

Sears, Roebuck and Co.
3333 Beverly Road, B6-347B
Hoffman Estates, Illinois 60179
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Facsimile: (847) 286-3379
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TTAB

September 25, 2002

Box TTAB - NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3515

09-25-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #39

Re: **Application for MISCELLANEOUS DESIGN**
Serial No.: 75/830,888
Applicant: Milwaukee Electric Tool Corporation

TRADEMARK TRIAL AND
APPEAL BOARD
02 OCT 16 PM 9:30

Dear Commissioner:

Enclosed is a REQUEST FOR FIRST EXTENSION OF TIME TO FILE NOTICE OF
OPPOSITION, in triplicate for the above-referenced application.

In addition, please return the enclosed self-addressed postcard for acknowledgment.

Respectfully submitted,

SEARS, ROEBUCK AND CO.

Lynn M. Eichelberger
Lynn M. Eichelberger

Enclosures