

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

In re: Application of CPP/Belwin, Inc.

Mark: UBS XPRESS

Serial No.: 76/127566

International Class 9

Application Filed: September 14, 2000

Application Published: August 21, 2001

U.S. Patent & TMO/TM Mail Rcpt. Dt. #57



12-17-2001

THIRD REQUEST FOR EXTENSION OF TIME TO OPPOSE

Pursuant to 37 C.F.R. § 2.102, UBS AG, a Swiss corporation having its principal place of business at Bahnhofstrasse 45, CH-8001 Zurich, Switzerland ("UBS"), by and through its attorneys, hereby respectfully requests that the Trademark Trial and Appeal Board (the "Board") grant a third extension of time, up to and including January 18, 2002, to file a Notice of Opposition in connection with the above-identified application by CPP/Belwin, Inc. ("Applicant") to register the mark UBS XPRESS (the "Mark").

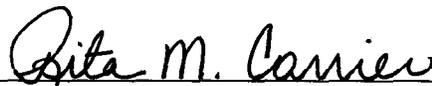
According to 37 C.F.R. § 2.102(c), "extensions of time to file an opposition aggregating more than 120 days from the date of publication of the application will not be

granted except" in a limited number of situations. One is when the potential opposer or its authorized representative submits "a written request . . . stating that the applicant or its authorized representative has consented to the request." 37 C.F.R. § 2.102(c). In accordance with this provision, the undersigned authorized representative of UBS states that on December 13, 2001, she telephoned the office of Donna M. DeGrandi, counsel for Applicant, and because Ms. DeGrandi was unavailable, left a voice-mail message, requesting an extension of thirty days beyond the current deadline of December 19, 2001, in order to allow UBS to complete its review of information obtained about Applicant and the Mark and to decide whether it needs to file a Notice of Opposition. On December 14, 2001, Paul Lee from Ms. DeGrandi's office telephoned the undersigned counsel for UBS and informed her that Ms. DeGrandi agreed to this request. Since UBS has shown good cause for the extension, and since counsel for Applicant has granted her consent, the extension that UBS is requesting meets the Board's requirements. Accordingly, with this addition of thirty days, the time for UBS to oppose this application will extend up to and including January 18, 2002.

UBS is submitting this Third Request in triplicate, as 37 C.F.R. § 2.102(d) requires.

Signed this 15th day of December, 2001.

Respectfully submitted,



Rita M. Carrier, Esq.
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1701 Pennsylvania Avenue, N.W.
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(202) 956-7685

Counsel for Potential Opposer,
UBS AG

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Third Request For Extension Of Time To Oppose was mailed by Federal Express to Donna M. DeGrandi, Esq., and Erin S. Hennessy, Esq., Attorneys for Applicant, at AOL Time Warner Inc., Law Department, 24th Floor, 75 Rockefeller Plaza, New York, New York, 10019, this 17th day of December, 2001.


Rita M. Carrier
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TTAB

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U.S. Patent & TMO/TM Mail Rpt. Dt. #57



12-17-2001

December 17, 2001

By Hand

Assistant Commissioner for Trademarks,
United States Patent and Trademark Office,
2900 Crystal Drive,
Ninth Floor, Room 9B10,
Box TTAB NO FEE,
Arlington, Virginia 22202-3513.

Attention: Trademark Trial and Appeal Board

Re: Application to Register
UBS XPRESS, Serial No. 76/127566

Dear Commissioner:

On behalf of UBS AG, I enclose three copies
its Third Request For Extension Of Time To Oppose, in
connection with the above-referenced application by
CPP/Belwin, Inc. Also enclosed is a copy to be date-
stamped and returned.

Please telephone me at (202) 956-7685 with any
questions regarding this matter.

Very truly yours,

Rita M. Carrier
Rita M. Carrier

(Enclosures)

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TM