

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

Mailed: April 11, 2003

Applicant: TOM AND SALLY'S HANDMADE CHOCOLATES, INC .
Serial No.: 76147209
Mark: REINDEER NOSES

David V.P. Marks
St. Nicholas Music Inc.
1619 Broadway, Suite 601
New York, NY 10019

George Woods, Legal Assistant:

Sirs:

The proposed amendment filed by applicant on April 7, 2003, is noted.

The amendment requires consideration by the Trademark Examining Attorney in charge of this case. Accordingly, the application file is forwarded to the Examining Attorney for appropriate action.

In connection with the foregoing, it should be noted that pursuant to a request for extension of time granted ^ the potential opposer herein, THE RUDOLPH COMPANY LP, was allowed until February 12, 2003, in which to file an opposition to this application. However the records of the Patent and Trademark Office fail to show that potential opposer has timely filed either an opposition or a further request for extension of time to oppose. Thus the Examining Attorney may treat the amendment in the same manner as any amendment after publication (TMEP Section 1503.02), and need not return the file to the Trademark Trial and Appeal Board after consideration of the amendment.