

TAB

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

In the Matter of Application Serial No.: 76/175,054
Published in the *Official Gazette* at TM 592
on **October 8, 2002**



01-09-2003

U.S. Patent & TMOfo/TM Mail RcptDt. #72

Applicant: Amistar Investments Ltd.
Mark: **RUSH! ENERGY (Stylized)**

BOX TTAB – NO FEE
Asst. Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

JAN 15 AM 11:11

REQUEST FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION

Sir:

The South Beach Beverage Company, Inc., a Connecticut limited liability company having offices at 40 Richards Avenue, Norwalk, CT 06854, by and through its attorneys, hereby requests that the Board grant a further thirty (30) day extension of time to and including February 5, 2003 to file a Notice of Opposition in the above-identified matter.

The extension of time is necessary in order for The South Beach Beverage Company to investigate and evaluate the necessity of filing a Notice of Opposition.

This request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Dated: January 6, 2003

Respectfully submitted,

James G. Coplit
Attorney for Potential Opposer
GRIMES & BATTERSBY, LLP
488 Main Avenue, Third Floor
Norwalk, Connecticut 06851
(203) 849-8300
Attorney Docket No. GBG053UST

CP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRANSMITTAL FORM

Applicant: **Amistar Investments Ltd.**

Docket No.: **GBG053UST**

Potential Opposer: **South Beach Beverage Co., Inc.**

Serial No.: **76/175,054**

Mark: **RUSH! ENERGY (Stylized)**

Pub. Date: **October 8, 2002**

Box TTAB – No Fee
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Enclosed herewith for filing in respect of the above-noted matter are:

1. **Request for Extension of Time to File Notice of Opposition (until Feb. 5, 2003).**
2. **Postcard.**
3. **Duplicate copy of this letter.**

The Commissioner is authorized to charge any amounts due or to credit any overpayments to our firm's Deposit Account No. 07-2162. A duplicate copy of this letter is enclosed for such purpose.

Respectfully submitted,



James G. Coplit
Grimes & Battersby, LLP
488 Main Avenue, Third Floor
Norwalk, Connecticut 06851
(203) 849-8300

Date: January 6, 2003

CERTIFICATE OF MAILING

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 FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3513, ON January 6, 2003 .

JAMES G. COPLIT
NAME OF REGISTERED
REPRESENTATIVE



SIGNATURE

1/6/03
DATE