

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

Mailed: November 6, 2002

Applicant: Apogee Software, Ltd.
Serial No.: 76268400
Filed: 06/06/2001
Mark: MAX PAYNE

Michael D. Pogue
THE ROARK LAW FIRM LLP
409 North Main Street
Hailey, ID 83333

Tisa Williams, Legal Assistant

The request for extension of time to oppose, filed under Trademark Rule 2.102 on behalf of **Darryl Peterson, dba Maxx Payne** (copy attached), was timely filed but is just now being acted on. The Board regrets the delay and any resulting inconvenience caused to the potential opposer or to applicant.

The request for extension of time to oppose is granted. If any further request for extension of time to oppose or any notice of opposition was filed on or before **8/31/02**, it will be considered as having been timely filed.