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U.S. Patent & TMOfc/TM Mail Rcpt Dt. #64

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PATENT & TRADEMARK OFFICE

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

03 APR -7 AM 9:30

In re the Application of:

TANNER COMPANIES LIMITED PARTNERSHIP

Serial No: 76/274,065

Filed: June 20, 2001

Mark: **élana**

Published in the *Official Gazette*
of April 23, 2002, at Page TM 311,
Vol. 1257, No. 4

REQUEST FOR FURTHER EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

Your Petitioner, ELAN, druzba za ustanavljanje, financiranje in upravljanje z drugimi druzbami d.d., a Slovenian joint stock company, located and doing business at Dunajska C. 160, 1000 Ljubljana, Slovenia, through its undersigned counsel, hereby respectfully requests a further two (2) month extension of time, to and including ***May 19, 2003***, to file a Notice of Opposition against the above-identified application.

The parties are engaged in settlement discussions regarding this, and a companion application (Serial No. 76/060,555) . The extension is needed to allow them time to continue their discussions, and evaluate proposed bases for a resolution. In view of the fact that there are

two co-pending applications about which the parties are involved in ongoing verbal and written communications, Petitioner submits that the present environment in which the parties are able to communicate outside of a formal opposition proceeding is believed to provide a more conducive atmosphere in which to continue their discussions.

John L. Sullivan, counsel for Applicant, has consented to the requested extension of time by telephone on January 15, 2003.

This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office.

This request is submitted in triplicate.

Respectfully submitted,

ELAN, druzba za ustanavljanje, financiranje in upravljanje z drugimi druzbami d.d.

By: Leesa N Weiss

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Date: March 19, 2003

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing ***REQUEST FOR FURTHER EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION*** was served on Applicant, this 19th day of March, 2003, by mailing same, *via* first class mail, postage prepaid, to the following:

John L. Sullivan, Jr., Esquire
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Sheryl S. Harris