

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE DIRECTOR

In re Application of Prima Jyothi Light)	
Serial No.: 76/293,326)	
Filed: July 31, 2001)	
Mark: SHIMMERING BALLERINAS)	
& DANCERS CHARACTER)	
COLLECTION etc.)	
)	Decision on Requests
In re Application of Prima Jyothi Light)	Under 37 C.F.R. § 2.145(e)
Serial No.: 76/293,327)	
Filed: July 31, 2001)	
Mark: SHIMMERING RAINFOREST)	
CHARACTER COLLECTION etc.)	
)	
TTAB Decisions: December 13, 2013)	

MEMORANDUM AND ORDER

On February 13, 2014, in each of the above applications, Applicant, Prema Jyothi Light, filed a Petition to the Director requesting an extension of time to commence judicial review under section 21 of the Lanham Act, 15 U.S.C. § 1071, of the Trademark Trial and Appeal Board's ("TTAB") December 13, 2013 decisions affirming the refusals to register the above marks.¹ Ms. Light requests that the deadline for seeking judicial review of the TTAB's decisions be extended by an additional three months and two days, until May 15, 2014.

¹ These requests were incorrectly filed as petitions under 37 C.F.R. § 2.146. As the substantive portions of Ms. Light's requests recognize, a different regulation, 37 C.F.R. § 2.145(e), specifically governs requests for extensions of time to seek judicial review of a TTAB decision. Requests under 37 C.F.R. § 2.145(e) should be directed to the Office of the Solicitor, which has been delegated the authority to decide such requests for the Director. See TBMP § 902.02. In a letter dated March 11, 2014, the Office of the Commissioner for Trademarks advised Ms. Light that her requests were being forwarded to the Office of the Solicitor for decision and that the petition fees would be refunded.

Under 37 C.F.R. § 2.145(e), the Director may extend the time for filing an appeal for good cause if the request is made in writing before the time for filing an appeal expires. Under 37 C.F.R. § 2.145(d), the time for filing a notice of appeal expires two months after the date of the TTAB's decision in the case. The TTAB's decisions at issue were mailed on December 13, 2013, so this request for an extension of time to seek judicial review of those decisions is timely.

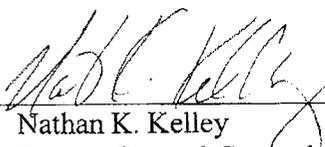
Further, Ms. Light, who is *pro se*, asserts that she needs the additional time due to an injury to her feet that has impaired her mobility and requires her to use crutches, which, in turn, has strained her hands. She also cites the extreme winter weather conditions in the area of Denver, Colorado, where she resides, and notes that such conditions can continue into June. Under the circumstances, it appears that there is good cause for the requested extension period.

Accordingly, the requests for extension of time under 37 C.F.R. § 2.145(e) are **GRANTED**. Ms. Light's has until **May 15, 2014** to seek judicial review of the TTAB's decisions.

MICHELLE K. LEE,
DEPUTY UNDER SECRETARY OF COMMERCE
FOR INTELLECTUAL PROPERTY AND
DEPUTY DIRECTOR OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Date: March 26, 2014

By: _____


Nathan K. Kelley
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