64199-10212528

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

In re Application of:	R. Douglas Firestone
Serial No.:	76/328,712
Filing Date:	October 23, 2001
Mark:	ARCUS
Publication Date:	January 14, 2003

11-17-2003
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #78

BOX TTAB – NO FEE
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to:

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

on November 10, 2003

Dana C. Jewell

Dana C. Jewell, Esq.

CONSENTED REQUEST FOR FURTHER EXTENSION OF TIME TO OPPOSE

The Arcus Group, Inc., a Texas corporation, with its principal place of business at 6908 Saucon Valley Drive, Fort Worth, Texas 76132, and David Gabriel, an individual residing at 6908 Saucon Valley Drive, Fort Worth, Texas 76132, (hereinafter collectively "The Arcus Group"), by and through their attorneys, hereby request that the Board grant an additional thirty (30) day extension of time to file a Notice of Opposition in the above-referenced matter, up to and including **Monday, November 25, 2003**.

This further extension of time to oppose is not made for purposes of delay, but is requested so that the parties may continue their efforts to complete a settlement in this matter. The parties are in the process of negotiating the final terms of a written settlement agreement, and remain hopeful that the successful conclusion of such negotiations will obviate the need for filing the contemplated opposition proceeding. Counsel for applicant, Anita Polott, agreed to this fifteen (15) day extension in a telephone conference with J. Jeffery Richardson, counsel for potential opposers, held on November 10, 2003.

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It is believed that no fee is due in connection with this filing. However, if a fee is required, the Commissioner is hereby authorized to charge payment of any fees associated with this Request to Fulbright & Jaworski L.L.P. Deposit Account No. 06-2380.

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

Respectfully submitted,

J. Jeffery Richardson
Dana C. Jewell
Fulbright & Jaworksi L.L.P.
2200 Ross Avenue, Suite 2800
Dallas, Texas 75201
Telephone: (214) 855-8000
Telecopier: (214) 855-8200

COUNSEL FOR POTENTIAL OPPOSERS THE ARCUS GROUP, INC. and DAVID GABRIEL

Date: November 10, 2003

CERTIFICATE OF SERVICE

I hereby certify that on this the 10th day of November, 2003, a true and correct copy of the foregoing Consented Request for Further Extension of Time to Oppose was sent via U.S. Mail, postage prepaid, for service upon the following counsel for applicant:

Coleen M. Meehan
Anita B. Polott
Morgan Lewis
1701 Market Street
Philadelphia, Pennsylvania 19103

Dana C. Jewell, Esq.

TTAB

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Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA. 22202-3514

on November 10, 2003

Dana C. Jewell

Dana C. Jewell

Sir:

Enclosed are the following regarding the above-referenced trademark application:

1. Consented Request For Further Extension Of Time To Oppose (in triplicate); and
2. A return postcard to confirm the receipt.

The Commissioner is hereby authorized to charge payment of any further fees associated with any of the foregoing papers submitted herewith, or to credit any overpayment thereof, to Fulbright & Jaworski L.L.P. Deposit Account No. 06-2380.

Respectfully submitted,

Dana C. Jewell

Dana C. Jewell

Date: November 10, 2003
Fulbright & Jaworski, L.L.P.
2200 Ross Avenue, Suite 2800
Dallas, Texas 75201
214-855-8154
214-855-8200 facsimile

cc: Coleen M. Meehan
Anita Polott