

TTAB



05-19-2003  
U.S. Patent & TMO/TM Mail Rcpt Dt. #26

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TRADEMARKS  
32895-03

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

Hugo Boss AG, )  
Metzingen, Germany, )  
Potential Opposer, )  
v. )  
Gary E. Hoovestal, )  
Helena, Montana, )  
Applicant. )

Serial No. 76/355,349  
**BOSS IN ALABAMA**

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Commissioner for Trademarks  
U.S. Patent and Trademark Office  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

CONSENTED REQUEST FOR EXTENSION OF TIME  
TO FILE A NOTICE OF OPPOSITION

On January 21, 2003, Trademark Application Serial No. 76/355,349 for the mark **BOSS IN ALABAMA** was published on page TM 557 of the *Official Gazette for Trademarks*.

Now comes Potential Opposer, Hugo Boss AG, and requests, in accordance with Section 2.102 of the Rules of Practice in Trademark Cases and Section 13 of the Trademark Act (15 U.S.C. § 1063), an additional sixty (60) day extension of time within which it may file a Notice of Opposition to the aforementioned application, or until **JULY 20, 2003**.

Michael S. Kakuk, counsel for Applicant, consented to the filing of this Extension Request in a May 16, 2003 telephone conference with Lisa W. Rosaya, counsel for Potential Opposer. This extension will allow the parties time to discuss terms of a potential settlement agreement. This request is made in good faith and is not for the purpose of unnecessary delay. Therefore, the parties respectfully request that this Extension Request be GRANTED.

This Request is filed in triplicate.

Respectfully submitted,

By:

*Lisa W. Rosaya*

Cathy J. Futrowsky, Reg. No. 37,172

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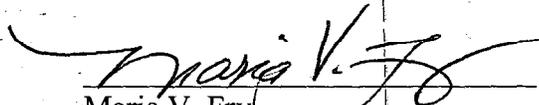
Fax: (202) 775-1168

Attorneys for Potential Opposer

Date: May 19, 2003

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing CONSENTED REQUEST FOR EXTENSION OF TIME TO FILE A NOTICE OF OPPOSITION was served on Attorney for Applicant, Michael S. Kakuk, Esq., Hoovestal and Kakuk, PLLC, 40 W. 14th Street, P.O. Box 747, Helena, Montana 59624, via first class mail, postage prepaid, this 19<sup>th</sup> day of May, 2003.

  
Maria V. Fry