

CERTIFICATE OF MAILING



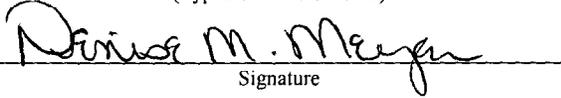
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Assistant Commissioner For Trademarks,
BOX TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3513 on this 30th day of September, 2002.

10-07-2002

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #22

Denise Meyer

(Typed or Printed Name)


Signature

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

In Re Trademark Application of : FRESH EXPRESS
Serial No. : 76/370,772
Filed : February 13, 2002
Mark : SNACKERS
Published : July 30, 2002
International Classes : 029
Attorney Docket : 26416/04790

TRADEMARK TRIAL AND
APPEAL BOARD
02 OCT 17 PM 9:30

**REQUEST FOR SECOND EXTENSION OF TIME
TO FILE OPPOSITION PURSUANT TO 37 C.F.R. §2.102**

Assistant Commissioner For Trademarks
BOX TTAB NO FEE
2900 Crystal Drive
Arlington, VA 22202-3513

Dear Madam:

At this time, The J. M. Smucker Company, an Ohio corporation with a place of business at Strawberry Lane, Orrville, Ohio 44667-0280 (the "Potential Opposer"), believes that it would be damaged by the registration of the above-identified mark. The Potential Opposer filed a Request for Extension of Time on August 29, 2002 requesting an initial extension of time of

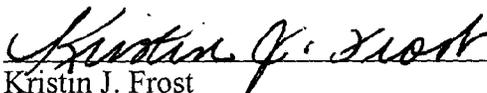
thirty days, up to and including Monday, September 30, 2002. The Potential Opposer now requests a second extension of time of thirty days, up to and including Wednesday, October 30, 2002 to file a Notice of Opposition in the above-identified matter. The Potential Opposer submits that good cause exists for a second extension of time because the additional time is necessary to provide the Potential Opposer the opportunity to complete its investigation into this matter, evaluate the evidence, and prepare a Notice of Opposition.

This is Potential Opposer's second request for an extension of time with respect to the above-identified application and will not result in an extension of time for filing an opposition aggregating more than 120 days from the date of publication. Furthermore, this request is not submitted for the purpose of mere delay.

This request is submitted in triplicate in accordance with 37 C.F.R. §2.102(d).

Respectfully submitted,

Date: September 30, 2002



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