

TTAB

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

In the matter of : Application Serial No. 76/375,984
Filed : February 26, 2002
for the mark : FOSTER'S HOLLYWOOD
Services : Restaurant and cafeteria services
Applicant : Grupo Zena de Restaurantes, S.A.
Class : International Class 43
Published : 1266 O.G. TM 605, January 14, 2003

04-10-2003
U.S. Patent & TMO/TM Mail Rpt Dt. #22

Box TTAB - No Fee
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

03 APR 23 AM 9:30
TRADEMARK TRIAL AND
APPEAL BOARD

REQUEST FOR SECOND EXTENSION OF TIME
TO FILE NOTICE OF OPPOSITION

It is hereby requested that the time for filing a Notice of Opposition in the above-identified case be extended for an additional period of thirty (30) days, i.e., up to and including May 14, 2003. One previous sixty (60) day extension has been granted (see notice of same mailed from TTAB on February 25, 2003).

The undersigned counsel represents the potential opposer, Carlton and United Breweries Limited of Carlton, Victoria, Australia (an Australian corporation), owner of the trademark FOSTER'S for beer, including U.S. Trademark Registration No. 1,736,911 and others. This request for an additional thirty (30) day extension is necessitated by the fact that further time will be required by counsel to make additional investigation of the matter, including use of Applicant's mark in the United States, to gather relevant information, to confer with associate counsel in Australia, and to prepare a Notice of Opposition for filing in the United States Patent and Trademark Office.

Accordingly, it is believed that the present request for an additional thirty (30) day extension of time is necessary and favorable action on the request is most earnestly solicited.

Two duplicate copies of this Request for Extension of time are enclosed.

Communications with respect to this Second Request for Extension of Time should be forwarded to the undersigned counsel for Opposer at the address listed below.

Respectfully submitted,

CARLTON AND UNITED BREWERIES LIMITED

By: Van Dyke, Gardner, Linn & Burkhardt, LLP

April 10, 2003
Date

Donald S. Gardner
Donald S. Gardner
2851 Charlevoix Drive, S.E.
P.O. Box 888695
Grand Rapids, MI 49588-8695
(616) 975-5502

DSG/ram

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Request for Second Extension of Time to File Notice of Opposition is being deposited with the United States Postal Service as Express Mail having Express Mail Label No. EV196166523US addressed to:

Box TTAB - No Fee
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

on April 10, 2003.

Donald S. Gardner
Donald S. Gardner
2851 Charlevoix Drive, S.E.
P.O. Box 888695
Grand Rapids, MI 49588-8695
(616) 975-5502

DSG/ram