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08-25-2004

Express Mail Label No. EV 442105833 US U.S. Patent & TMOfc/TM Mail Rcpt Dt. #64 Attorney Docket No. T9844.F

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

Applicant:	Colimex International Brands, Inc.
Assignee:	Coimex International Brands, Inc.
Serial No.	76/396,451
Filed:	April 16, 2002
Mark:	BRAZILIAN CAFE RIO 100% BRAZILIAN ARABICA GOURMET ROAST GROUND COFFEE
Publication Date:	July 27, 2004

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REQUEST FOR EXTENSION OF TIME TO OPPOSE

Cafe Rio, Inc., a Utah corporation, having an address of 527 East 770 North, Orem, Utah 84097, through its undersigned counsel, hereby requests a ninety (90) day extension of time in which to oppose the above-identified application.

Cafe Rio, Inc., respectfully requests that this ninety (90)day extension be granted thus extending the period within which an opposition may be filed to October 25, 2004.

Good cause for granting this request exists since: (1) The management of potential opposer needs additional time to consider

CERTIFICATE OF EXPRESS MAILING

DATE OF MAILING 23 August 2004 EXPRESS MAIL LABEL NO: EV442105833 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and is addressed to: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514.

Grant R. Clayton
Attorney Registration No. 32,462
Attorney for Potential Opposer

whether a Notice of Opposition should be filed; 2) Further time is needed for the management of potential opposer to continue investigation of various facts bearing upon whether a Notice of Opposition should be filed; and, 3) Potential opposer may desire to contact applicant to determine if settlement is possible without filing a Notice of Opposition. The granting of this extension is in keeping with Office policy and practice. Kimberly-Clark Corp. v. Paper Converting Industry, Inc., 21 U.S.P.Q.2d 1875 (Comm's Pats. & TM 1991).

DATED this 23 day of August, 2004.

Respectfully submitted,

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Attorney Registration No. 32,462
Attorney for Potential Opposer

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