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BOX TTAB – NO FEE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Trademark Application of
Viatris GMBH & Co. KG

Serial No.: 76/403,587

Filed: May 5, 2002

Trademark: ADEXIA

TWENTY-EIGHTH REQUEST UNDER RULE 2.102 TO EXTEND TIME FOR FILING NOTICE OF OPPOSITION

Trademark Assistance Center
Trademark Trial and Appeal Board
Madison East, Concourse Level
600 Dulany Street
Alexandria VA 22314

Dear Sir:

In the matter of the above-identified application which was published in the Official Gazette of February 18, 2003, on page TM 193, Mallinckrodt Inc. respectfully requests that the time for filing a Notice of Opposition to the above application be further extended for a period of thirty (30) days up to and including August 6, 2005. The parties have agreed to the terms and executed a Settlement Agreement. The attorney for potential opposer is waiting to receive evidence of filing of the amendment to the description of goods from the Applicant's attorney before dismissing the potential opposition. This further extension is being requested with the consent of Scott D. Woldow, attorney for the Applicant.

Respectfully submitted,

Dated: July 6, 2005

Jeffrey S. Boone, J.D.
Assistant Secretary/Attorney for Potential Opposer
Mallinckrodt Inc.
675 McDonnell Boulevard
P.O. Box 5840
St. Louis, MO 63134

07-06-2005
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #72

CERTIFICATE OF SERVICE

I hereby certify that I caused a copy of the foregoing TWENTY-EIGHTH REQUEST TO EXTEND TIME FOR FILING NOTICE OF OPPOSITION to be served by first class mail, postage pre-paid, on Scott D. Woldow, Esq., of Smith, Gambrell & Russell, L.L.P., 1850 M Street, N.W., Suite 800, Washington, D.C. 20036

Dated: July 6, 2005

Jeffrey S. Boone, J.D.
Assistant Secretary/Attorney for Potential Opposer
Mallinckrodt Inc.
675 McDonnell Boulevard
P.O. Box 5840
St. Louis, MO 63134