

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



07-14-2003

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

**THIRD REQUEST FOR EXTENSION OF
TIME TO OPPOSE**

Applicant: Blue Tin Capital, LLC

Application Serial No.: 76/448833

Filing Date: September 12, 2002

Mark: BLUE TIN CAPITAL, LLC

Published: April 15, 2003

TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS:

Pursuant to Rule 2.102 of the Trademark Rules of Practice, 37 C.F.R. § 2.102, Blue Fin Capital, Inc. ("Blue Fin") a corporation organized and existing under the laws of the State of Delaware, with its principal place of business at Ten Weybosset Street, Suite 302B, Providence, Rhode Island 02903, by its attorneys Duffy & Sweeney, Ltd., hereby requests that the time for filing an opposition to the registration of the mark that is the subject of the above-referenced application, which was published for opposition in the April 15, 2003 issue of the *Official Gazette*, be further extended for a period of thirty (30) days, from Monday, July 14, 2003, up to and including Wednesday, August 13, 2003.

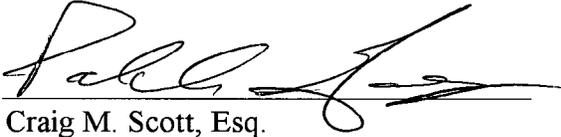
This further extension of time is based on good cause and is necessary because potential opposer Blue Fin requires additional time to conduct follow-up investigations to determine whether to enter into a settlement agreement with Applicant, or to oppose Applicant's mark. The parties have discussed settlement, and based on those discussions the Opposer is conducting additional investigations regarding Applicant's proposed mark. Opposer will then either forward a proposed settlement agreement to Applicant, or file a Notice of Opposition.

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This request is submitted in triplicate pursuant to Rule 2.102(d).

Respectfully submitted,
DUFFY & SWEENEY, LTD.

By: 

Craig M. Scott, Esq.
Ralph N. Gaboury, Esq.
One Turks Head Place, Suite 1200
Providence, RI 02903
(401) 455-0700
(401) 455-0701 (facsimile)

Attorneys for Potential Opposer
Blue Fin Capital, Inc.

Dated: Providence, Rhode Island
July 14, 2003

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" mailing number: EK987462768US

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service in an envelope addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on

7-14-03

(date)

Name:

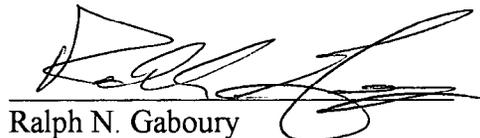
Ralph Gaboury

Signature:



CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the Third Request for Extension of Time to Oppose was served on the attorneys for Applicant Blue Tin Capital, LLC, Jonathan Matkowsky, Esq, of Seward & Kissel LLP, One Battery Park Plaza, New York, New York 10004 by first class mail, postage prepaid on July 14, 2003.



Ralph N. Gaboury

TTAB

DUFFY & SWEENEY, LTD
BUSINESS LAW AND LITIGATION



07-14-2003

U.S. Patent & TMOfc/TM Mail RcptDt. #22

One Turks Head Place, Suite 1200
Providence, RI 02903
Tel 401-455-0700
Fax 401-455-0701

150 Federal Street, 12th Floor
Boston, MA 02110
Tel 617-261-9606
Fax 617-261-9605

www.duffysweeney.com

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Ralph N. Gaboury
rgaboury@duffysweeney.com

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July 14, 2003

Via USPS Express Mail

BOX TTAB - NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

RE: Blue Tin Capital, LLC v. Blue Fin Capital, Inc
Serial No.: 76/448833

Dear Sir or Madam:

I enclose for filing the original and two copies of our *Third Request for Extension of Time to Oppose*.

Please stamp and return the enclosed pre-paid self-addressed postcard to acknowledge receipt of this filing. Please also conduct all correspondence with regard to this matter with the undersigned.

If you have any questions or need any further information, please feel free to contact me.

Respectfully Submitted,

Ralph N. Gaboury

Enclosures

cc: Craig M. Scott, Esq.
Sarah J. McGurk, Paralegal
Jonathan Matkowsky, Esq.