

TTAB

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

08/27/03 09:21 AM  
76/480,066 TTAB

In re Application of: Leahy Orchards Inc./Les Vergers Leahy Inc.



Serial No.: 76/480,066

08-27-2003

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

Filed On: January 3, 2003

For: DANA AND DESIGN

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

FIRST REQUEST FOR EXTENSION OF  
TIME TO FILE A NOTICE OF OPPOSITION UNDER 15 U.S.C.  
SECTION 1063 AND 37 C.F.R. SECTION 2.102

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In accordance with the provisions of 15 U.S.C. Section 1063 and 37 CFR Section 2.102, our client, The Dannon Company, Inc., a corporation organized and existing under the laws of Delaware having an address at 120 White Plains Road, Tarrytown, New York 10591, believing that they may be damaged by the registration of the trademark **DANA AND DESIGN**, in International Class 32, by their undersigned attorneys, respectfully request that an extension of time be granted for a term of **sixty (60) days**, up to and including **October 27, 2003** within which to file a Notice of Opposition to Application Serial No. **76/480,066**, filed by Leahy Orchards Inc./Les Vergers Leahy Inc., published for opposition on **July 29, 2003**.

It is explained that we and our client have only recently learned of the publication of Application Serial No. **76/480,066**, and due to the fact that our client and the undersigned have not had a chance to fully confer on the possible damage to Potential Opposer, additional time is needed

in order to review the file of the published application and to permit our client to consult with us about the advisability of filing an opposition.

Dated: August 25, 2003

Respectfully submitted,

HUGHES HUBBARD & REED LLP

By Perla M. Kuhn  
Perla M. Kuhn  
Attorney for Potential Opposer  
The Dannon Company, Inc.  
One Battery Park Plaza  
New York, NY 10004-1482  
(212) 837-6550

Enclosure: Postcard  
PMK/ve

Certificate of Mailing

I hereby certify that an original and two copies of this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA., 22202-3514, on August 25, 2003.

Dated: August 25, 2003

By Varant Ekmekjian  
Varant Ekmekjian