

ESTTA Tracking number: **ESTTA6912**

Filing date: **03/24/2004**

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

Applicant: **Dan's Super Market, Inc.**
Application Serial Number: **76502114**
Application Filing Date: **03/26/2003**
Mark: **DAN'S SUPERMARKET**
Date of Publication **03/02/2004**

First 90 Day Request for Extension of Time to Oppose for Good Cause

Pursuant to 37 C.F.R. Section 2.102, The Dannon Company, 120 White Plains Road, Tarrytown, NY 10591, UNITED STATES, a corporation organized under the laws of Delaware, respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown .

Potential opposer believes that good cause is established for this request by:

- *It is explained that potential opposer has recently learned of the publication of Application Serial No. 76/502,114, and that additional time is needed for potential opposer and its counsel to investigate the facts, review the file of the published application and determine the advisability of filing opposition.*

The time within which to file a notice of opposition is set to expire on 04/01/2004. The Dannon Company respectfully requests that the time period within which to file an opposition be extended until 06/30/2004.

Respectfully submitted,
/perla kuhn/ 03/24/2004

Perla M. Kuhn
Hughes Hubbard & Reed LLP
One Battery Park Plaza
New York, NY 10004
UNITED STATES

kuhn@hugheshubbard.com

(212) 837-6550