

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

In re Application of: )  
SOUTH BEACH BEVERAGE COMPANY )  
Serial No.: 76/975,886 )  
Filed: August 13, 2000 )  
For: SOBE )

Published in the Official Gazette  
of January 13, 2004, Volume 1278, No.2,  
at Page TM 170

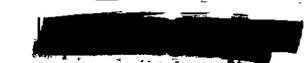
**SECOND REQUEST UNDER 37 CFR 2.102**  
**FOR EXTENSION OF TIME**  
**TO FILE NOTICE OF OPPOSITION**

Petitioner, SOBY'S Restaurant, at 207 South Main Street, Greenville, South Carolina 26901, through its undersigned counsel, hereby respectfully requests a sixty-day (60-day) further extension of time to file a Notice of Opposition regarding the above matter. If granted, the extended date would be May 12, 2004.

The good cause reason for this request is that additional time is required to investigate this matter to determine if opposition is warranted and to prepare the opposition papers, if necessary.

This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office.

This request is submitted in triplicate (original plus two copies).



Respectfully submitted,

On Behalf of  
SOBY'S

DATE: March 11, 2004

BY: Richard M. Moose  
Richard M. Moose  
Reg. No. 31,226

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Date of Deposit March 11, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to BOX TTAB, NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513

PRUDENCE M. GREENE

(Typed or printed name of person mailing paper or fee)

Prudence M. Greene  
(Signature of person mailing paper or fee)

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

T7AB

In re Applications of: SOUTH BEACH BEVERAGE COMPANY, INC.

Serial No.: 76/975,886

Attorney Docket No.: SBY-2-TM

Filed: AUGUST 13, 2002

Account No: 04-1403

For: SOBE

Sir:

1. [ ] **NOTICE OF APPEAL:** Applicant hereby appeals to the Trademark Trial and Appeal Board from the Final Refusal dated \_\_\_\_\_ of the Examining Attorney twice/finally refusing Applicant's request for registration, with a fee for one class.
2. [ ] **BRIEF** on appeal in this application is transmitted herewith in triplicate to the Trademark Trial and Appeal Board.
3. [ ] An **ORAL HEARING** is respectfully requested by separate paper within 10 days hereafter.
4. [X] **OTHER: SECOND REQUEST UNDER 37 CFR 2.102 FOR FURTHER EXTENSION TO TIME TO FILE NOTICE OF OPPOSITION**

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under applicable Rules (deficiencies only) now or hereafter relative to this application and the resulting Official document or credit any overpayment, to our deposit Account/Order Nos. in the heading hereof for which purpose a duplicate copy of this sheet is attached.

**ADDRESS: DORITY & MANNING**

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By: Richard M. Moose Reg. No.: 31,226

Signature: *Richard M. Moose*

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March 11, 2004

Prudence M. Greene

*Prudence M. Greene*



03-12-2004