

ESTTA Tracking number: **ESTTA155498**

Filing date: **08/08/2007**

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

Applicant:	NOVABAY PHARMACEUTICALS, INC.
Application Serial Number:	77064261
Application Filing Date:	12/14/2006
Mark:	AGANASE
Date of Publication	07/10/2007

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

Pursuant to 37 C.F.R. Section 2.102, Alcon, Inc., Bosch 69, CH-6331 Hünenberg, , SWITZERLAND, a corporation organized under the laws of Switzerland , 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:

- The potential opposer needs additional time to investigate the claim

The time within which to file a notice of opposition is set to expire on 08/09/2007. Alcon, Inc. respectfully requests that the time period within which to file an opposition be extended until 11/07/2007.

Respectfully submitted,
/D. Vivar/
08/08/2007

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