

ESTTA Tracking number: **ESTTA230463**

Filing date: **08/14/2008**

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

Applicant:	ORIGINAL DESIGNS IN GOLD & DIAMONDS INC
Application Serial Number:	77277679
Application Filing Date:	09/12/2007
Mark:	LETTER FROM THE HEART
Date of Publication	04/29/2008

60 Day Request for Extension of Time to Oppose Upon Extraordinary Circumstances

Pursuant to 37 C.F.R. Section 2.102, LisaDelman, 65 N.E. 90th Street, El Portal, FL 33138, UNITED STATES respectfully requests that he/she/it be granted an additional 60-day extension of time to file a notice of opposition against the above-identified mark for extraordinary circumstances shown .

Potential opposer believes that extraordinary circumstances are established for this request by:

- Ms. Delman, through counsel, has been in communication with the Applicant, through counsel, as to the facts and circumstances of Ms. Delman's concerns with the registration of Applicant's mark. Although discussions in this regard have progressed further discussions concerning the parties' respective rights, if any, are continuing so as to ultimately determine whether Ms. Delman is required to oppose the registration of the instant application. Specifically, further time is needed to unearth supporting evidence of the parties' respective positions so as to determine whether an opposition proceeding is necessary. Based upon the history of this matter thus far, it is believed that such additional evidence would most probably not be located and/or turned over to the requesting party until after the current deadline for opposition of the mark. Because of these extraordinary circumstances it is anticipated that discussions will conclude no later than early September but outside of the current time in which to file an opposition. Accordingly, an additional sixty (60) day extension is requested so as to possibly obviate the need to file an opposition proceeding and burden the TTAB therewith.

The time within which to file a notice of opposition is set to expire on 08/27/2008. LisaDelman respectfully requests that the time period within which to file an opposition be extended until 10/26/2008.

Respectfully submitted,
/Matthew H. Swyers/
08/14/2008

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