TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re: The Application of Dole Food Company, Inc.

Serial No.: 78-076235

Filed: July 28, 2001

Mark: TRIPLE WASHED & DESIGN

Published for Opposition: March 11, 2003

06-06-2003
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #22

Commissioner of Patent and Trademarks
U.S. Patent and Trademark Office
2900 Crystal Drive
Arlington, Virginia 22202-3513
ATTN: TTAB

THIRD REQUEST FOR EXTENSION OF TIME TO FILE

NOTICE OF OPPOSITION WITH CONSENT

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

CERES FRESH FOODS, LLC, a California limited liability company, whose main business address is 126 Sun Street, Salinas, California 93901, believes that it will be damaged by registration of the trademark "TRIPLE WASHED" for pre-cut vegetable salad, pre-cut fruit salad in International Class 029, and hereby requests, pursuant to Rule 2.102 of the Trademark Rules of Practice, a 30 day extension of time, during which efforts will be made to work out a solution which may avoid the necessity of an opposition proceeding. This request is not being made for the purpose of causing delay in the Patent and Trademark Office.

The matter of the third extension of time has been discussed with Timothy Oswald, Esq., Trademark Counsel for Dole Food Company, Inc., the Applicant, and the third extension of time has been approved by Mr. Oswald.

Please address all communications in response to this request to Thomas A. Dirksen, a member of the Bar of the State of California, whose business address is 2829 Townsgate Road, Suite 320, Westlake Village, California 91361, counsel for Ceres Fresh Foods, LLC.

This request is being submitted in triplicate pursuant to Rule 2.102(d).

CERES FRESH FOODS, LLC

By: Thomas A. Dirksen

Thomas A. Dirksen
2829 Townsgate Road, Suite 320
Westlake Village, California 91361
(805) 370-9100
(805) 435-1795 - Fax

DATED this 6th day of June, 2003

CERTIFICATE OF MAILING BY EXPRESS MAIL

I, THOMAS A. DIRKSEN, do hereby certify that a copy of the foregoing document is being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to Commissioner of Patents and Trademarks, U.S. Patent and Trademark Office, Box TTAB, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on this 6th day of June, 2003.

Thomas A. Dirksen

Thomas A. Dirksen
Express Mail Label Number
EK029914605US
Date of Deposit: June 6, 2003

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing APPLICANT'S THIRD REQUEST FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION has been served upon Applicant's counsel, TIMOTHY OSWALD, ESQ., Trademark Counsel, Dole Food Company, Inc., One Dole Drive, Westlake Village, California 91362, the address designated in the application, by depositing a true copy thereof with the United States Postal Service, postage prepaid, on the 6th day of June, 2003.

Thomas A. Dirksen
Counsel for Potential Opposer
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