

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: February 4, 2003

Applicant: Franzia Winery, LLC
Serial No.: 78096090
Filed: 11/30/2001
Mark: VINERGY

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Juan M. Porter, Legal Assistant

The request for an extension of time in which to oppose filed **January 27, 2003**, on behalf of **Ravenswood Winery, Inc.**, is noted.

The record in the application file reveals that the mark was published for opposition purposes on **October 29, 2002**. Thus, the time for filing an opposition or request for extension of time expired **November 28, 2002**. Therefore, the request filed **January 27, 2003**¹ must be denied as untimely. See: Section 13 of the Act of 1946 and Trademark Rule 2.102(c), both as amended effective February 27, 1983.

¹ **Note: The Board contacted the Opposer in regards to this extension of time. It was indicated that the firm submitted the incorrect serial number for the application.**