

09/13/2003TTAB

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



09-17-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

HEALTH CARE AND RETIREMENT)
CORPORATION OF AMERICA,)
)
Potential Opposers,)
)
v.)
)
SANARUS MEDICAL, INC.,)
)
Applicant.)

OPPOSITION NO.

COMMISSIONER FOR TRADEMARKS
TRADEMARK TRIAL AND APPEAL BOARD
2900 CRYSTAL DRIVE
ARLINGTON, VA 22202-3513

SECOND REQUEST FOR EXTENSION OF TIME
TO FILE NOTICE OF OPPOSITION

RE: APPLICATION NO.: 78/123,506
MARK: CIRCLE OF CARE
APPLICANT: SANARUS MEDICAL, INC.
FILED: APRIL 23, 2002
PUBLISHED: JUNE 17, 2003

Dear Sir:

Potential Opposers request that the time for filing an opposition against Application Serial No. 78/123,506 for the mark **CIRCLE OF CARE**, filed by **SANARUS MEDICAL, INC.** be extended by thirty (30) days, up to and including **October 15, 2003**.

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 C.F.R. §1.8(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being

MAILED

FACSIMILE

Deposited with the United States Postal Service on September 15, 2003 with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Trademarks, BOX TTAB - NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3513.

transmitted by facsimile on [date] to the U.S. Patent and Trademark Office telefax number .

Type Signature Name

Kimberly L. Haney

(Signature of person mailing paper or fee)

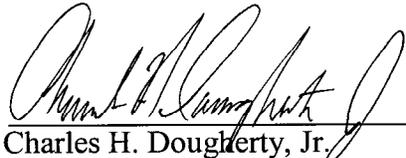
Potential Opposers are in the process of investigating this matter in order to determine whether the filing of an opposition is warranted. This request to extend time is not being filed for the purpose of delay.

This Request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Date: September 15, 2003

Respectfully submitted,

HEALTH CARE AND RETIREMENT
CORPORATION OF AMERICA

By: 
Charles H. Dougherty, Jr.
Attorney for Potential Opposers

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September 15, 2003



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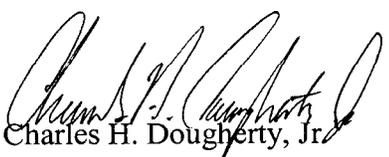
RE: APPLICATION NO.: 78/123,506
MARK: CIRCLE OF CARE
APPLICANT: SANARUS MEDICAL, INC.
FILED: April 23, 2002
PUBLISHED: June 17, 2003

Dear Commissioner:

Enclosed please find Second Request for Extension of Time to File Notice of Opposition, in triplicate.

Very truly yours,

REED SMITH LLP

By: 
Charles H. Dougherty, Jr.

CHD:klh

Enclosures

cc: David K. Nees, Esq. (w/encl.)
Gene A. Tabachnick, Esq. (w/o encl.)

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