

ESTTA Tracking number: **ESTTA48985**

Filing date: **10/17/2005**

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

Applicant: **Ben & Jerry's Homemade Holdings, Inc.**  
Application Serial Number: **78527670**  
Application Filing Date: **12/06/2004**  
Mark: **MAGIC BROWNIES**  
Date of Publication **10/11/2005**

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

Pursuant to 37 C.F.R. Section 2.102, Zingerman's Mail Order, LLC, 610 Phoenix Dr., Ann Arbor, MI48108, UNITED STATES, a limited liability company, organized under the laws of Michigan, 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 causes are established for this request by:

- The potential opposer needs additional time to investigate the claim
- The potential opposer needs additional time to confer with counsel

The time within which to file a notice of opposition is set to expire on 11/10/2005. Zingerman's Mail Order, LLC respectfully requests that the time period within which to file an opposition be extended until 02/08/2006.

Respectfully submitted,  
/jdb/  
10/17/2005

**Jeremy D. Bisdorf**

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