

ESTTA Tracking number: **ESTTA159769**

Filing date: **08/29/2007**

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

Applicant:	<b>HELIX ENERGY SOLUTIONS GROUP, INC.</b>
Application Serial Number:	<b>78828911</b>
Application Filing Date:	<b>03/03/2006</b>
Mark:	
Date of Publication	<b>08/21/2007</b>

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

Pursuant to 37 C.F.R. Section 2.102, QSA Toolworks, LLC, 64 W 48th St #900, New York, NY 10036, UNITED STATES, a LLC, organized under the laws of New York, 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
- *Petitioner, QSA Toolworks, owns the HELIX trademark, with first use at least as early as 1985, and federal registration 1,682,683, issued on 14 April 1992, for its HELIX mark for computer programs and program manuals, all sold as a unit, for use in data based management, owns the HELIX RADE trademark and federal registration 2,566,500, issued 7 May 2002, for computer software for database development. Petitioner and its predecessors in interest have created and own a family of HELIX trademarks, including without limitation HELIX, DOUBLE HELIX, MULTIUSER HELIX, NETWORK HELIX, HELIX VMX, HELIX MATRIX, MULTIMEDIA HELIX, HELIX TRACKER, HELIX HELPER, HELIX CUSTOM HELPER, HELIX EXPRESS, HELIX EXPRESS CLIENT, HELIX EXPRESS SERVER, RUNTIME HELIX, HELIX UPDATE COLLECTION, HELIX CONVERTER, HELIX MULTICOPY APPLTALK, HELIX POWERMOVER, HELIX INSTALLER, HELIX TRANSLATOR, HELIX RADE, HELIX ENGINE, HELIX TRANSLATOR, HELIX MAINTENANCE MANAGER. Petitioner and its predecessors in interest have created and own a series of Design (Helix) trademarks. Many of these trademarks are still in use by opposer and its community of users and developers. // // In addition to marketing its HELIX software, petitioner and its predecessors in interest have offered under a HELIX trademark computer software maintenance and technical support services, consulting services for computer developers and users, educational training services for computer users, programs for professional software developers, marketing support for software developers and vertical market software and ancillary goods and services. // // HELIX software, under a Helix design mark, has been used by large and small energy companies, including oil and gas companies. Petitioner's HELIX has for decades had an excellent reputation as a platform for vertical market databases. Petitioner's HELIX software has been positively reviewed in major computer media since 1985. // // Petitioner has clear priority over applicant, and there appears to be a likelihood of confusion between a) petitioner's long established HELIX mark, HELIX family of marks, and Helix design marks and b) applicant's applied for Helix design mark for database management.*

The time within which to file a notice of opposition is set to expire on 09/20/2007. QSA Toolworks, LLC respectfully requests that the time period within which to file an opposition be extended until 12/19/2007.

Respectfully submitted,  
/daniel kegan/  
08/29/2007

**Daniel Kegan**

**Kegan & Kegan, Ltd**

**79W Monroe St #1320**

**Chicago, IL 60603-4969**

**UNITED STATES**

**daniel@keganlaw.com**

**312-782-6495 x21**