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Filing date: **11/04/2008**

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

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|----------------------------|-----------------------|
| Applicant: | JAMNICA d.d. |
| Application Serial Number: | 79046243 |
| Application Filing Date: | 09/28/2007 |
| Mark: | SMART [DRINKS] |
| Date of Publication | 07/15/2008 |

60 Day Request for Extension of Time to Oppose Upon Consent

Pursuant to 37 C.F.R. Section 2.102, KELLOGG NORTH AMERICA COMPANY, One Kellogg Square PO Box 3599, Battle Creek, MI 49016, UNITED STATES respectfully requests that he/she/it be granted an additional 60-day extension of time to file a notice of opposition against the above-identified mark with applicant's consent.

The time within which to file a notice of opposition is set to expire on 11/12/2008. KELLOGG NORTH AMERICA COMPANY respectfully requests that the time period within which to file an opposition be extended until 01/11/2009.

Respectfully submitted,
/DAVID A HERDMAN/
11/04/2008

David A. Herdman

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