

ESTTA Tracking number: **ESTTA412238**

Filing date: **06/01/2011**

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

Applicant:	VIVINT, INC.
Application Serial Number:	85063616
Application Filing Date:	06/15/2010
Mark:	APX
Date of Publication	05/03/2011

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

Pursuant to 37 C.F.R. Section 2.102, Apex Brands, Inc., 1000 Lufkin Road, Apex, NC 27539, UNITED STATES, a corporation organized under the laws of Delaware, 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 cause is established for this request by:

- The potential opposer needs additional time to investigate the claim

The time within which to file a notice of opposition is set to expire on 06/02/2011. Apex Brands, Inc. respectfully requests that the time period within which to file an opposition be extended until 08/31/2011.

Respectfully submitted,
/Jennifer Van Kirk/
06/01/2011

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