

ESTTA Tracking number: **ESTTA435797**

Filing date: **10/14/2011**

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

Applicant:	<b>Natural Product Solutions, LLC</b>
Application Serial Number:	<b>85304863</b>
Application Filing Date:	<b>04/26/2011</b>
Mark:	<b>FLEXAPRO</b>
Date of Publication	<b>09/20/2011</b>

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

Pursuant to 37 C.F.R. Section 2.102, United States Nutrition, Inc., 2100 Smithtown Avenue, Legal Dept., Ronkonkoma, NY 11779, 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 10/20/2011. United States Nutrition, Inc. respectfully requests that the time period within which to file an opposition be extended until 01/18/2012.

Respectfully submitted,

/lgh/

10/14/2011

**Lee Grosskreuz Hechtel**

**NBTY, Inc.**

**2100 Smithtown Ave. Legal Dept.**

**Ronkonkoma, NY 11779**

**UNITED STATES**

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**6312187335**