

ESTTA Tracking number: **ESTTA490319**

Filing date: **08/21/2012**

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

Applicant:	metaio GmbH
Application Serial Number:	85323513
Application Filing Date:	05/18/2011
Mark:	AD-INJECT
Date of Publication	04/24/2012

60 Day Request for Extension of Time to Oppose Upon Extraordinary Circumstances

Pursuant to 37 C.F.R. Section 2.102, Cloud Canvas, Inc., 600 Grand Ave #D, San Diego, CA 92008, 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 for extraordinary circumstances shown .

Potential opposer believes that extraordinary circumstances are established for this request by:

- The Applicant is a foreign company that has had some interactions with the opposer, but communication has not been clear. The parties both desire to avoid opposition. The principals of applicant and opposer have communicated, however it is not clear whether applicant granted consent to extend the time to oppose. It is very likely that there will be no need to oppose the trademark, particularly if the opposer's own trademark is not blocked by the applicant's mark. However, it will take further time to determine if the parties will come to an agreement, or whether it even becomes necessary to do so. Given the fact that attorneys are not speaking directly in this case, and the parties' mutual desire to avoid engaging an opposition, opposer believes that it is extraordinary circumstances that should afford the grant of an additional 60 days to file. As only 90 days have been granted, should the Board determine not to grant the 60 day request, opposer requests that it have until the end of 120 days (total) to file its opposition.

The time within which to file a notice of opposition is set to expire on 08/22/2012. Cloud Canvas, Inc. respectfully requests that the time period within which to file an opposition be extended until 10/21/2012.

Respectfully submitted,
/Dana B Robinson/
08/21/2012

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