

ESTTA Tracking number: **ESTTA574190**

Filing date: **12/03/2013**

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

Applicant:	Spinal Modulation, Inc.
Application Serial Number:	85463170
Application Filing Date:	11/03/2011
Mark:	AXIUM
Date of Publication	11/05/2013

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

Pursuant to 37 C.F.R. Section 2.102, Covidien LP, 15 Hampshire Street, Mansfield, MA 02048, UNITED STATES, a partnership, composed of Covidien Holding Inc. 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 12/05/2013. Covidien LP respectfully requests that the time period within which to file an opposition be extended until 03/05/2014.

Respectfully submitted,

/eao/

12/03/2013

Elizabeth O'Brien

VP Intellectual Property - VT

Covidien LP

15 Hampshire Street

Mansfield, MA 02048

UNITED STATES

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