

ESTTA Tracking number: **ESTTA589856**

Filing date: **02/27/2014**

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

Applicant:	<b>Frito-Lay North America, Inc.</b>
Application Serial Number:	<b>86080997</b>
Application Filing Date:	<b>10/02/2013</b>
Mark:	<b>TAKE A HAPPY BREAK</b>
Date of Publication	<b>01/28/2014</b>

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

Pursuant to 37 C.F.R. Section 2.102, Happy's Potato Chip Co., 3900 Chandler Drive, Minneapolis, MN 55421-4411, UNITED STATES, a corporation organized under the laws of Minnesota, 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 02/27/2014. Happy's Potato Chip Co. respectfully requests that the time period within which to file an opposition be extended until 05/28/2014.

Respectfully submitted,

/SWJ/

02/27/2014

**Scott W. Johnston**

**Merchant & Gould P.C.**

**P.O. Box 2910**

**Minneapolis, MN 55402-0910**

**UNITED STATES**

**[sjohnston@merchantgould.com](mailto:sjohnston@merchantgould.com), [slindemeier@merchantgould.com](mailto:slindemeier@merchantgould.com)**

**612-332-5300**