

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: July 26, 2016

Applicant: Aaron Smith
Serial No.: 86280383
Filed: 5/13/2014
Mark: NATIONAL CANNABIS INDUSTRY ASSOCIATION

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The request for a further sixty day extension of time to oppose filed July 26, 2016 on behalf of potential opposer Texas Cannabis Industry Association is noted.

Extensions of time to oppose may be granted only as provided in Trademark Rule 2.102:¹

... (3) After receiving one or two extensions of time totaling ninety days, a person may file one final request for an extension of time for an additional sixty days. The Board will grant this request only upon written consent or stipulation signed by the applicant or its authorized representative, or a written request by the potential opposer or its authorized representative

¹ Trademark Rule 2.102 was recently amended. See, Rules of Practice for Trademark-Related Filings Under the Madrid Protocol Implementation Act, 68 Fed. Reg. 55,748 (Sept. 26, 2003). The amended rule applies to any potential opposer which filed its first extension of time against a particular application on or after November 2, 2003. *Id.*

stating that the applicant or its authorize representative has consented to the request, or a showing of extraordinary circumstances. No further extensions of time to file an opposition will be granted under any circumstances.

Inasmuch as the circumstances recited in the instant request are not deemed to be extraordinary in nature, and since there is no indication that Applicant has consented thereto, the request is **denied**.

Accordingly, time remains as set forth in the Board's May 26, 2016 order; potential opposer has until **July 27, 2016** in which to file a notice of opposition or submit a request for extension of time to oppose which complies with Trademark Rule 2.102, failing which potential opposer's remedy lies in the filing of a petition for cancellation after Applicant's application has matured into registration.