

TTAB

TRADEMARK  
NPP 10.2A-124

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



05-28-2002

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #54

Nathan/Ruskin, Inc.

Opposer,

v.

Nice-Pak Products, Inc.,

Applicant.

Opposition No. 124,788

02 JUN -4 AM 8:23  
TRADEMARK TRIAL AND  
APPEAL BOARD

X

BOX TTAB - NO FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

**APPLICANT'S THIRD MOTION FOR AN EXTENSION OF TIME TO  
ANSWER OPPOSER'S NOTICE OF OPPOSITION**

Sir:

On March 26, 2002, Applicant, Nice-Pak Products, Inc., filed its SECOND MOTION FOR AN EXTENSION OF TIME TO ANSWER OPPOSER'S NOTICE OF OPPOSITION ("Applicant's Second Motion") and requested that the Board extend

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Trademarks, Box TTAB, 2900 Crystal Drive, Arlington, VA 22202-3513 on May 24, 2002.

*Lance Y. Liu*

(Signature)  
LANCE Y. LIU

(Typed or Printed Name of Person Signing Certificate)

113

its response period to Opposer's Notice of Opposition from April 9, 2002 to June 9, 2002. The Board has not ruled on Applicant's Second Motion.

As stated in Applicant's Second Motion, Applicant and the Opposer are actively negotiating a settlement agreement which may fully resolve the present opposition proceeding. Applicant thus requires more time to pursue these settlement negotiations. Therefore, Applicant believes that its response period to answer Opposer's Notice of Opposition should be further extended for a period of thirty days, i.e., from June 9, 2002, the closing date requested in Applicant's Second Motion, to July 9, 2002.

On May 23, 2002, Opposer's attorney, Ms. Roberta Jacobs-Meadway, consented to the request of Applicant's attorney, Lance Y. Liu, for a thirty-day-extension of Applicant's response period and the discovery period.

Therefore, Applicant requests that its response period to answer Opposer's Notice of Opposition be extended for a period of thirty days.

Respectfully submitted,

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*Attorneys for Applicant, Nice-Pak Products, Inc*

Date: May 24, 2002

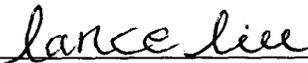
By: *Lance Liu*  
LANCE Y. LIU

**CERTIFICATION OF SERVICE**

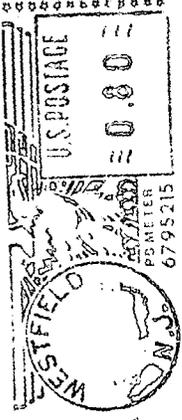
I, Lance Y. Liu, hereby declare that on this 24th day of May, 2002 served a true copy of the foregoing APPLICANT'S THIRD MOTION FOR AN EXTENSION OF TIME TO ANSWER OPPOSER'S NOTICE OF OPPOSITION, via First-class mail, postage prepaid, to:

Roberta Jacobs-Meadway, Esq.  
Ballard Spear Andrews & Ingersoll, LLP  
1735 Market Street - 51st Floor  
Philadelphia, PA 19103-7599

Date: May 24, 2002

  
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LANCE Y. LIU

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