

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Mailed: January 21, 2003

Applicant: BKI Holding Corporation  
Serial No.: 75909038  
Filed: 01/18/2000  
Mark: AIRSPUN

SCOTT K. HAIGHT  
BUTLER, SNOW, O'MARA, STEVENS & CANNADA  
P.O. BOX 171443  
MEMPHIS, TN 38187

**LATRICIA HARRISON, LEGAL ASSISTANT:**

On **NOVEMBER 19, 2002** (with a certificate of mailing dated **NOVEMBER 19, 2002**), potential opposer herein, filed a notice of opposition against the mark shown in the above-identified application.

A review of the record in this case reveals that on **JANUARY 21, 2003**, potential opposer was granted an extension of time until **NOVEMBER 17, 2003**, in which to file an opposition, pursuant to a request filed **OCTOBER 18, 2002**.

Since the notice of opposition was filed on **NOVEMBER 19, 2002**, 2 days outside the previously extended period, the notice of opposition is untimely and must be denied. See: Section 13 of the Act of 1946 and Trademark Rule 2.101(c).

The matter will be referred to the Finance Branch of the Office for consideration of the refund of the \$300.00 opposition fee. The opposition papers will be returned under separate cover.