

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

-----X	:	
SMITHS MEDICAL ASD, INC.	:	
(FORMERLY LEVEL 1, INC.)	:	
	:	
Opposer,	:	
	:	
v.	:	Opposition No. 91159799
	:	Serial No: 76405848
PORTLAND ORTHOPAEDICS PTY LT.	:	
	:	
Applicant.	:	
-----X	:	

Assistant Commissioner for Trademarks
2900 Crystal Drive
ATTN: TTAB
Arlington, VA 22202-3513

JOINT STIPULATION FOR EXTENSION OF
TIME TO FILE ANSWER TO NOTICE OF OPPOSITION

Subject to the approval of the Trademark Trial and Appeal Board, the parties hereto, through their respective attorneys, stipulate that applicant's time for filing its Answer to Notice of Opposition shall be extended sixty (60) days or until June 16, 2004.

Opposer's attorney, Sandra Epp Ryan, has verbally agreed to this extension of time as requested. This additional time is necessary to explore settlement of this matter.

04-21-2004

It

The foregoing request is not being filed for the purposes of mere delay, and favorable consideration and approval of this request is respectfully solicited.

This request is being submitted in triplicate.

Respectfully submitted,

PORTLAND ORTHOPAEDICS PTY LT.

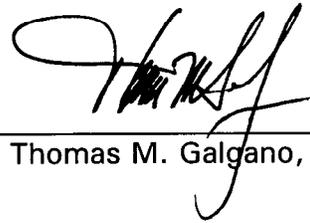


Thomas M. Galgano
Attorney for Applicant
GALGANO & BURKE
300 Rabro Drive, Suite 135
Hauppauge, NY 11788
(631) 582-6161

Date: April 19, 2004

CERTIFICATE OF MAILING

I hereby certify that this JOINT STIPULATION FOR EXTENSION OF TIME TO FILE ANSWER TO NOTICE OF OPPOSITION is being deposited, in triplicate, this 19th day of April, 2004, with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

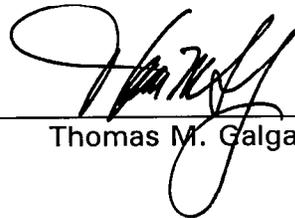


Thomas M. Galgano, Esq.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing JOINT STIPULATION FOR EXTENSION OF TIME TO FILE ANSWER TO NOTICE OF OPPOSITION has this 19th day of April, 2004, been sent prepaid First Class Mail to Sandra Epp Ryan, Esq., at her place of business:

MERCHANT & GOULD P.C.
Box 2910
Minneapolis, MN 55402-0910



Thomas M. Galgano, Esq.