Baxley

Mailed: July 24, 2006

Opposition No. 91170951

Central Mfg., Inc., d/b/a
Central Mfg. Co.

v.

Two Guys Publications, Inc.

By the Trademark Trial and Appeal Board:

Involved application Serial No. 78584724 was published

for opposition on December 13, 2005.

Opposer Central Mfg., Inc., d/b/a Central Mfg. Co.

filed a request to extend time to oppose by ninety days on

December 30, 2005, which the Board granted on January 3,

2006. By such extension, opposer was allowed until April

12, 2006 to file a notice of opposition. Opposer filed a

notice of opposition by Express Mail on April 11, 2006, and

the Board issued a notice instituting this proceeding on May

17, 2006.[1]

---

[1] The notice instituting this proceeding and copy of the notice
of opposition that the Board sent to applicant were returned as
undeliverable by the United States Postal Service. However, a
search of the online records of the Secretary of State of the
State of Alabama, wherein applicant is incorporated, revealed the
following address for respondent: **P.O. Box 10, Odenville, AL
35210-0100.** Accordingly, this order has been sent to applicant
at that address.

In an order signed by the Chief Administrative
Trademark Judge on July 14, 2006, all requests to extend
time to opposer filed during and since November 2005 by Leo
Stoller and the entities controlled by him, including
opposer, were vacated as a sanction. *See* accompanying
Order.

Accordingly, the extension of time to oppose the
involved application is vacated. Consequently, the notice
of opposition is untimely, and the opposition is therefore
dismissed.

Application Serial No. 78584724 will proceed to
issuance of a notice of allowance in due course.[2]

---

[2] Unless applicant files a change of correspondence address in
the file for the involved application, the Board will send the
notice of allowance to applicant's correspondence address of
record in the application file. See TMEP Section 603.02(a) (4th
ed. 2005).