

MITCHELL SILBERBERG & KNUFF LLP

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS



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November 12, 2010

VIA FACSIMILE

Bernardine Abdi
Trademark Trial and Appeal Board
Madison Building (East Wing)
600 Dulany Street, 9th Floor (Hearing Room C)
Alexandria, VA 22313-1450

Re: UMG Recordings, Inc. v. Wazel, Inc., Opposition No.: 91176791 (91176791)

Dear Ms. Abdi:

We regret to inform the Board that an emergency has arisen, and that we write to request the rescheduling of the oral hearing in this matter, which is currently scheduled for Tuesday, November 16, 2010. This request is due to compelling circumstances, and the opposing party has consented to this relief.

The mother-in-law of Russel J. Frackman, lead counsel for Opposer UMG Recordings, Inc., unexpectedly passed away this afternoon. As a result, Mr. Frackman, who was prepared to argue this matter, can no longer attend the hearing on Tuesday. Mr. Frackman had planned to be the only attorney present for Tuesday's hearing, due to my conflicting obligations in Los Angeles. As soon as I learned of Mr. Frackman's loss, I contacted counsel for Applicant Mute., Inc., and Applicant has consented to the rescheduling of the hearing. This letter, which is copied to counsel for Applicant, also confirms that the travel expenses of counsel for Applicant will be reimbursed by counsel for Opposer.

Again, we apologize for the necessity of this letter, and deeply appreciate the Board's time and attention to this matter.

Sincerely,

Alexa L. Lewis
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Bernardine Abdi, Secretary
November 12, 2010
Page 2

cc: Chad Fitzgerald, Esq.
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