

TTAB

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



O.N. 63549

01-07-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #59

In the matter of:

UNCLE MILTON INDUSTRIES, INC.

Serial No.: 75/678,662

Filed: April 7, 1999

Mark: WHIRLWIND

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JAN 10 2002
U.S. PATENT & TRADEMARK OFFICE

REQUEST FOR SUSPENSION OF OPPOSITION PERIOD OR
ALTERNATIVE REQUEST FOR FIFTH EXTENSION OF TIME
TO FILE A NOTICE OF OPPOSITION

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

Dear Sir or Madam:

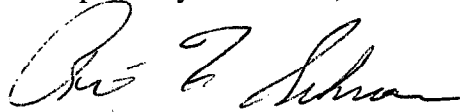
Centuri Corporation, a Delaware corporation having its principal place of business at 1295 H Street, P.O. Box 227, Penrose, Colorado, 81240, by and through its attorneys, hereby requests that, pursuant to TMEP 1505.02(c), the Board suspend the period for opposing the above application, or alternatively, grant an additional thirty-day extension of time, until January 31, 2002, to file a Notice of Opposition in the above matter. This same request was filed previously on November 29, 2001, but no response has been received. Counsel for the above applicant, Uncle Milton Industries, Inc., has consented to the filing of this request.

The suspension or extension is necessary in order for Centuri Corporation (possible opposer) and

Uncle Milton Industries, Inc. (Applicant) to further consider terms for possible settlement, so as to avoid the need of filing an opposition. Centuri Corporation and the above Applicant are awaiting disposition of an Amendment filed by the Applicant which is believed will obviate the need for opposing the above application. Inasmuch as the Boards Order dated November 21, 2001 did not expressly suspend the opposition period pursuant to TMEP 1505.02(c), such request is now made. Alternatively, the above extension is requested to allow time for prosecution of the above amendment.

As required under 37 CFR 2.102(d), this Request is being submitted in triplicate.

Respectfully Submitted,



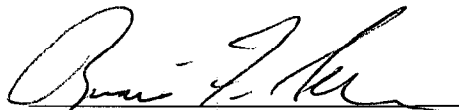
Brian F. Schroeder, Reg. #32,435
SCHROEDER & SIEGFRIED, P.A.
222 South Ninth Street, 2870 Piper Jaffray Tower
Minneapolis, Minnesota 55402
Telephone: 612/339-0120

Date: January 2, 2002

BFS/wls

CERTIFICATE OF MAILING

I hereby certify that the foregoing REQUEST FOR SUSPENSION OF OPPOSITION PERIOD OR ALTERNATIVE REQUEST FOR FIFTH EXTENSION OF TIME TO FILE A NOTICE OF OPPOSITION is being deposited with the U.S. Postal Service as First Class Mail, in an envelope addressed to: Assistant Commissioner for Trademarks, ATTN: BOX TTAB - NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3513, this 2nd day of January, 2002.



Brian F. Schroeder