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August 27, 2001
Docket No.: UNF.C.0307

TRADEMARK

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

08-27-2001
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #77

In re Application of

Johns Manville International, Inc.

Serial No.:	75/838,175
Mark:	DURABOARD
Filed:	November 2, 1999
International Class:	17

BOX TTAB
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

TRANSMITTAL LETTER

Enclosed is:
Transmittal Letter with Authorization to Charge Deposit Account (in duplicate)
Fourth Consented Request to Extend Time for Filing Opposition with Certificate of Service (in triplicate)
Return Receipt Postcard

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as Express Mail - Label No. EL722632516US - "Express Mail Post Office to Addressee" in an envelope with sufficient postage addressed to: Box TTAB, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.

Laura A. Rafa — (type or print name of person signing paper)
Laura A Rafa — (signature of person mailing paper)
8-27-01 — (date)

Authorization to Charge Deposit Account

In the event a fee is applicable to the filing of these documents and the required fee is not enclosed, or the fee submitted is insufficient, the Commissioner is hereby authorized to charge any fees which might be required to effect the filing of these documents to Account No. 18-0987. This authorization is being submitted in duplicate.

Respectfully submitted,

Joseph G. Curatolo, Esq.
Laura J. Gentilcore, Esq.
Salvatore A. Sidoti, Esq.
Renner, Kenner, Greive, Bobak, Taylor & Weber
24500 Center Ridge Road, Suite 280
Westlake, Ohio 44145
Telephone: (440) 808-0011
Facsimile: (440) 808-0657

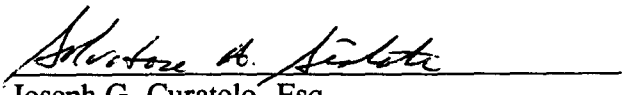
Attorneys for Potential Opposer

Date: August 27, 2001

Authorization to Charge Deposit Account

In the event a fee is applicable to the filing of these documents and the required fee is not enclosed, or the fee submitted is insufficient, the Commissioner is hereby authorized to charge any fees which might be required to effect the filing of these documents to Account No. 18-0987. This authorization is being submitted in duplicate.

Respectfully submitted,



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Attorneys for Potential Opposer

Date: August 27, 2001

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

08-27-2001
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #77

In re Trademark Application of

Johns Manville International, Inc.
Denver, Colorado
Serial No.: 75/838,175
Filed: November 2, 1999

Mark: DURABOARD

International Class: 17

For: roof insulation board, namely, a composite roof insulation for use in building and construction.

FOURTH CONSENTED REQUEST TO

EXTEND TIME FOR FILING OPPOSITION

BOX TTAB
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Dear Madam:

Potential Opposer, Unifrax Corporation, and Applicant, Johns Manville International, Inc., through their authorized attorneys, respectfully request that the time for filing an opposition to the above identified application, which was published in the *Official Gazette* on February 27, 2001, page TM 229, be extended for an additional thirty (30) days to and including September 26, 2001. This date is more than 120 days from the date of publication of the application.

Certificate of Express Mailing

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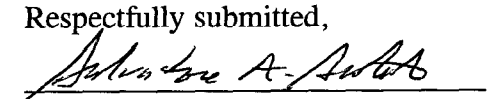
Laura A. Rafn (type or print name of person signing paper)
Laura A Rafn (signature of person mailing paper)
8-27-01 (date)

Potential Opposer and Applicant have entered into negotiations in an attempt to avoid an opposition proceeding. The parties respectfully submit that the additional time is required to finalize these negotiations and execute a Settlement Agreement.

The present request for an additional thirty (30) day extension of time in which to file an opposition is made with the consent of Applicant, which was given by Applicant's authorized counsel, Chad S. Hilyard, during a telephone conversation with Potential Opposer's authorized attorney, Salvatore A. Sidoti, on August 24, 2001. The parties submit that the present request for an additional extension of time is not made for the purpose of delay and it will not prejudice either party.

This request is being submitted in triplicate pursuant to Trademark Rule 2.102(d). 37 C.F.R. §2.102(d). A certificate of service is attached as required by Trademark Rule 2.102(c). 37 C.F.R. §2.102(c).

Respectfully submitted,



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Attorneys for Potential Opposer

Date: August 27, 2001

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing FOURTH CONSENTED REQUEST TO EXTEND TIME FOR FILING OPPOSITION was served upon the Attorney for the Applicant on this 27th day of August, 2001, by depositing the same in the United States first class mail, postage prepaid, in an envelope addressed as follows:

Chad S. Hilyard, Esq.
TOWNSEND and TOWNSEND and CREW, LLP
1200 Seventeenth Street
Suite 2700
Denver, CO 80202-5827

Salvatore A. Sidoti