

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

In the Matter of:

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Applicant: Hank Hunse

Serial No.: 75/862,839

Filed: December 3, 1999

Mark: WATERMATE

Published: September 11, 2001

At Page: TM-70

Goods: Water purification, water treatment and water filtering systems comprised of pitchers, large capacity refillable bottles, porcelain bases, and filters sold together as a unit for household, commercial and industrial use; and replacement filters for water purification, water treatment and water filtering units for household, commercial and industrial use in International Class 11

Pitchers, large-capacity refillable bottles sold empty and porcelain bases for use in water purification, water treatment and water filtering units for household, commercial and industrial use in International Class 21.

**REQUEST FOR FURTHER EXTENSION OF TIME  
TO FILE NOTICE OF OPPOSITION**

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

Dear Madam:

Hellenbrand, Inc., formerly Hellenbrand Water Conditioners Co., Inc., a Wisconsin corporation, located and doing business at 404 Moravian Valley Road, P.O. Box 187, Waunakee, WI 53597-0187, believes that it will be damaged by registration of the above-identified mark and hereby requests, pursuant to Rule 2.102 of the Trademark Rules of Practice (37 C.F.R. §2.102), a further 30-day extension of time, to and including Monday,

03 AUG 16 AM 8:44  
TRADEMARK TRIAL AND  
APPEAL BOARD

September 9, 2002, (September 8, 2002, being a Sunday) to file a Notice of Opposition to the above-identified application.

The parties have reached a substantive agreement and the additional time is needed to obtain the signatures of both parties. Applicant's counsel, Colleen F. Goss, in an email dated August 8, 2002, consents to this request. This request is not being filed for the purpose of mere delay of proceedings, and favorable consideration is solicited.

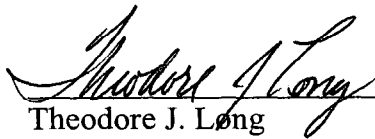
This request is submitted in triplicate pursuant to Rule 2.102(d).

Dated this 8<sup>th</sup> of August, 2002.

Respectfully submitted,

LATHROP & CLARK LLP

By:



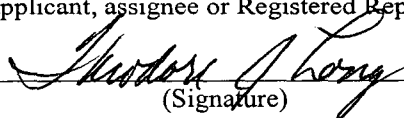
Theodore J. Long  
Attorneys for Hellenbrand, Inc.  
740 Regent Street, Suite 400  
P.O. Box 1507  
Madison, WI 53701-1507  
U.S.A.  
(608) 257-7766  
tjl@lathropclark.com

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited 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 this 8<sup>th</sup> day of August, 2002.

Theodore J. Long

(Name of applicant, assignee or Registered Representative)



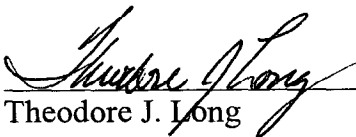
(Signature)

August 8, 2002

(Date of Signature)

CERTIFICATE OF SERVICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class, postage pre-paid, in an envelope addressed to: Colleen F. Goss, Fay, Sharpe, Fagan, Minnich & McKee, LLP, 1100 Superior Avenue, Seventh Floor, Cleveland, OH 44114-2518, on this 8<sup>th</sup> day of August, 2002.

  
Theodore J. Long

HAB

August 8, 2002

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



08-12-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #34

Re: Applicant: Hank Hunse  
Mark: WATERMATE  
Opposer: Hellenbrand, Inc.  
Our Reference: HELLWAT-1

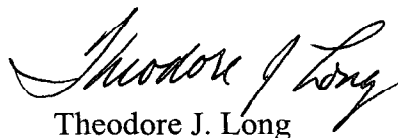
Dear Madam:

Enclosed for filing please find a Request for Further Extension of Time to File Notice of Opposition (in triplicate) on behalf of Hellenbrand, Inc.

The Commissioner is hereby authorized to charge any additional fees that may be required with respect to this Request for Extension of Time to File Notice of Opposition or credit any overpayment, to Deposit Account No. 15-0660. A duplicate copy of this letter is enclosed.

Please stamp the enclosed postcard with the date of receipt by your office and return the same to me.

Sincerely,

  
Theodore J. Long

TJL/lkh  
Enclosures

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