

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

Applicant: @radical.media, inc.
Serial No.: 75/881,733
Trademark: @RADICAL.MEDIA
Filed: December 23, 1999
Published: December 25, 2001
Page: TM 570

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

THIRD STIPULATED REQUEST FOR EXTENSION OF TIME TO FILE
NOTICE OF OPPOSITION

Sir:

Radical Games Ltd., successor in interest to and by name change from, Radical Entertainment Ltd., a Canadian corporation having its principal place of business at 369 Terminal Avenue, 8th Floor, Vancouver, British Columbia, Canada V6A 4C4 by and through its attorneys hereby requests that the Board grant a sixty (60) day extension of time to file a Notice of Opposition to registration of the @RADICAL.MEDIA trademark by Applicant in the above-referenced case. The opposition period is presently set to expire September 21, 2002, and the requested extension of time would re-set the opposition deadline to November 20, 2002, for Radical Games Ltd.

This extension is necessary in order for Applicant and Radical Games Ltd. to resolve this matter without a formal opposition. The contested issues between the parties have been significantly narrowed, but additional time is necessary to reach accord on the remaining issues in both this application and in thirteen other published applications filed by Applicant. Applicant forwarded a draft settlement agreement on April 11, 2002, and the parties and their counsel met via telephone on June 12, 2002 to discuss the terms of the proposed agreement. Subsequent to that meeting, additional changes that were discussed in the meeting were made to the proposed agreement and additional time is necessary to review and consider the terms of, and finalize, said agreement. The most recent draft of the agreement was sent to counsel for the Applicant on August 2, 2002. Radical Games Ltd. believes that the large number of applications at issue and the progress toward settlement to date constitute extraordinary circumstances.

Melissa Georges, counsel for Applicant, stipulated to this extension by e-mail message addressed to the undersigned on May 10, 2002. A copy of this Request is being served on Melissa Georges and Jean Voutsinas.

This request is being submitted in triplicate as required by 37 C.F.R.

§ 2.102(d).

Respectfully submitted,



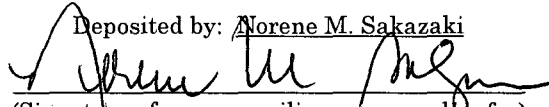
Dated: September 17, 2002

Jefferson F. Scher, Esq.
Joi A. White, Esq.
Attorneys for Potential Opposer
CARR & FERRELL LLP
2225 East Bayshore Road, Suite 200
Palo Alto, California 94303
(650) 812-3461

CERTIFICATE OF MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Box TTAB NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on September 17, 2002.

Deposited by: Norene M. Sakazaki



(Signature of person mailing paper and/or fee)

PROOF OF SERVICE BY MAIL

I declare that:

I am employed in the County of Santa Clara, California.

I am over the age of eighteen years and not a party to the within cause; my business address is 2225 East Bayshore Road, Suite 200, Palo Alto, California 94303. On September 17, 2002, I served the within THIRD STIPULATED REQUEST FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION on the interested parties in said cause, by placing a true copy thereof enclosed in a sealed envelope and placing the envelope for collection and mailing at the above address, following ordinary business practices, addressed as follows:

Melissa Georges
Frankfurt Garbus Kurnit Klein & Selz
488 Madison Avenue
New York, New York 10022

and

Jean Voutsinas
Frankfurt Garbus Kurnit Klein & Selz
488 Madison Avenue
New York, New York 10022

I am readily familiar with this business' practice for collection and processing of correspondence for mailing with the U.S. Postal Service. This correspondence would be deposited with the U.S. Postal Service this same day in the ordinary course of business.

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed at Palo Alto, California, this 17th day of September, 2002.


Norene M. Sakazaki

CARR & FERRELL LLP
ATTORNEYS AT LAW

TTAB

September 17, 2002

WRITER'S DIRECT DIAL NUMBER

(650) 812-3461
jwhite@carr-ferrell.com

VIA FIRST CLASS MAIL

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



09-19-200

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #73

Re: Third Stipulated Request for Extension of Time to File Notice of Opposition to Registration of Serial No. 75/881,733 for @RADICAL.MEDIA in the name of @radical.media, inc. on behalf of Radical Games Ltd., successor in interest to and by name change from, Radical Entertainment Ltd.
Attorney Docket No. L-0410/6 US

Dear Sir:

Enclosed for filing are the following: (1) Third Stipulated Request for Extension of Time to File Notice of Opposition; (2) two copies of the Request; (3) Proof of Service by Mail; (4) Acknowledgement Card; and (5) two copies of this letter.

Potential Opposer believes that no fees are due with this Request. However, should any additional fees be required to extend the deadline, please charge our Deposit Account No. 06-0600 for such necessary fees.

Sincerely,

Joi A. White

JAW:nms
Enclosures
cc: Melissa Georges
Jean Voutsinas

CERTIFICATE OF MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Box TTAB NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on September 17, 2002.

Deposited by: Norene M. Sakazaki

(Signature of person mailing paper and/or fee)