

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

Applicant: @radical.media, inc.  
Serial No.: 75/881,736  
Trademark: @RADICAL.MEDIA  
Filed: December 23, 1999  
Published: January 2, 2001  
Page: TM 138



08-22-2002

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #71

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TRADEMARK TRIAL AND APPEAL BOARD

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

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

Sir:

Radical Entertainment Inc., successor in interest to and by name change from, 574994 British Columbia 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 August 25, 2002, and the requested extension of time would re-set the opposition deadline to October 24, 2002, for Radial Entertainment Inc.

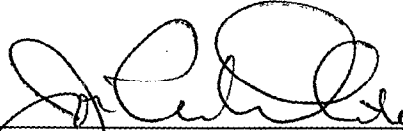
This extension is necessary in order for Applicant and Radical Entertainment Inc. to resolve this matter without a formal opposition. The contested issues between the parties have been significantly narrowed, but additional time is necessary to reach accord on the remaining issues in both this application 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 Entertainment Inc. 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: August 19, 2002

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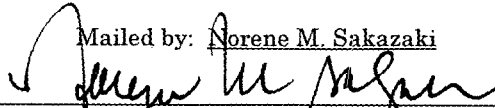
Jefferson F. Scher, Esq.  
Joi A. White, Esq.  
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CARR & FERRELL LLP  
2225 East Bayshore Road, Suite 200  
Palo Alto, California 94303  
(650) 812-3461

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**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 August 19, 2002.

Mailed 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 August 19, 2002, I served the within NINTH 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:

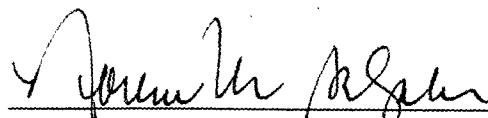
Melissa Georges  
Frankfurt Garbus Kurnit Klein & Selz  
488 Madison Avenue  
New York, New York 10022

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 19th day of August, 2002.

  
Norene M. Sakazaki



08-22-2002

U.S. Patent & TMO/TM Mail RcptDt. #71

CARR & FERRELL LLP  
ATTORNEYS AT LAW

TTAB

August 19, 2002

WRITER'S DIRECT DIAL NUMBER

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jwhite@carr-ferrell.com

VIA FIRST CLASS MAIL

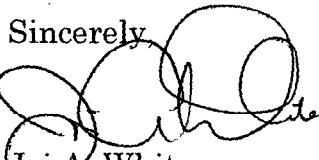
Box TTAB NO FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Re: Ninth Stipulated Request for Extension of Time to File Notice of Opposition to Registration of Serial No. 75/881,736 for @RADICAL.MEDIA in the name of @radical.media, inc. on behalf of Radical Entertainment Inc., successor in interest to and by name change from, 574994 British Columbia Ltd.  
Attorney Docket No. L-0410/1 US

Dear Sir:

Enclosed for filing are the following: (1) Ninth 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.

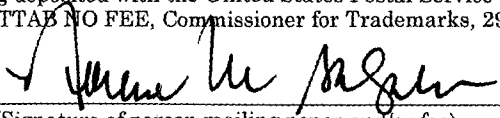
Sincerely  
  
Joi A. White

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 August 19, 2002.

Mailed by: Norene M. Sakazaki

  
(Signature of person mailing paper and/or fee)

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