

12-26-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

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

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

ELEVENTH 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 December 23, 2002, and the requested extension of time would re-set the opposition deadline to February 21, 2003, 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 parties have reached an agreement and require an additional extension of time to complete the agreed-upon resolution to this matter. Specifically, Applicant has requested and requires additional time to file the following agreed-upon amendment to the pending Class 9 applications for @RADICAL and @RADICAL.MEDIA:

“Computer software, pre-recorded CD-Roms and pre-recorded DVDs to assist businesses in marketing their products or services, that may be downloaded from a global computer network, excluding games, interactive digital games and computer games; computer software in the nature of narrative or storytelling programs, that may be downloaded from a global computer networks, excluding games, interactive digital games and computer games.”

Radical Games Ltd. believes that the large number of applications at issue and the imminent resolution of this matter constitute extraordinary circumstances.

Melissa Georges, counsel for Applicant, stipulated to this extension by e-mail message addressed to the undersigned on December 19, 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: December 23, 2002

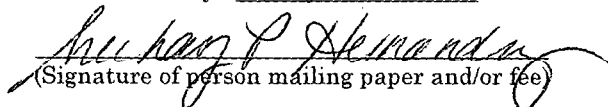


Jefferson F. Scher, Esq.
Joi A. White, Esq.
Attorneys for Potential Opposer
CARR & FERRELL LLP
2225 East Bayshore Road, Suite 200
Palo Alto, California 94303
(650) 812-3461

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 December 23, 2002.

Mailed by: Suehay P. Hernandez



(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 December 23, 2002, I served the within ELEVENTH 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:

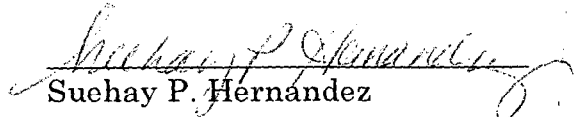
Melissa Georges
Frankfurt Garbus Kurnit Klein & Selz
488 Madison Avenue
New York, New York 10022

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 23rd day of December, 2002.


Suchay P. Hernandez

12-26-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #78

CARR & FERRELL LLP
ATTORNEYS AT LAW

December 23, 2002

WRITER'S DIRECT DIAL NUMBER

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

VIA FIRST CLASS MAIL

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

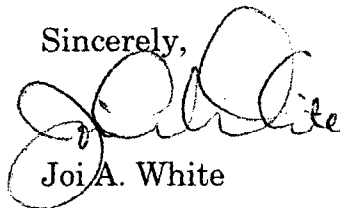
Re: Eleventh Stipulated Request for Extension of Time to File
Notice of Opposition to Registration of Serial No. 75/881,736
for @RADICAL.MEDIA in the name of @radical.media, inc.
on behalf of Radical Games Ltd., successor in interest to and by
name change from, Radical Entertainment Ltd.
Attorney Docket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

Dear Sir:

Enclosed for filing are the following: (1) Eleventh 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,



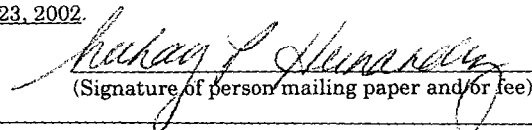
Joi A. White

JAW:sph
Enclosures
cc: Melissa Georges
Jean Voutsinas

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Mailed by: Suehay P. Hernandez



(Signature of person mailing paper and/or fee)

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