

# Exhibits

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

In re Application of:

Applicant: Ennovate Networks, Inc.

Serial No.: 75901492

Filed: January 24, 2000

Published: December 18, 2001

Mark: ENVISION



04-16-2002

U.S. Patent & TMOfo/TM Mail Ropt Dt. #61

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

## SECOND REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION

Envision Peripherals, Inc., a California corporation having its principal place of business located at 47490 Seabridge Drive, Fremont, California 94538 ("EPI"), by its undersigned attorney, requests a second extension of time of 30 days within which to oppose the above-identified application.

EPI recently discovered through its investigation that on November 7, 2001, Ennovate Networks, Inc. ("Ennovate"), the owner of the above-referenced ENVISION trademark application, filed for bankruptcy protection under Chapter 7 of the United States Bankruptcy Code.<sup>1</sup> EPI further learned from Mr. John A. Burdick, Ennovate's Chapter 7 Trustee, that Ennovate's intellectual property assets, including the

<sup>1</sup> A copy of the initial bankruptcy filing entitled *In re: Ennovate Networks, Inc.*, Chapter 7 Case No. 01-46807-JBR (U.S. Bankruptcy Court District of Massachusetts) has been attached hereto as Exhibit A.

ENVISION trademark application, have been conveyed to the Sprout Group, a venture capital firm. EPI has continued its investigation by diligently attempting to contact individuals at the Sprout Group for information concerning the status of the ENVISION intent-to-use application and how, if at all, the ENVISION mark would be used in commerce.

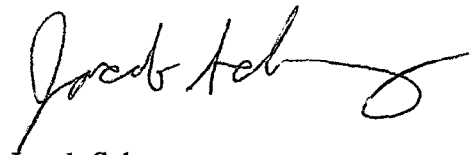
On April 15, 2002, I spoke with Mr. Jason Liu, an associate with the Sprout Group. Mr. Liu stated that the Sprout Group did not intend to pursue the ENVISION application and would cooperate with EPI in filing a proper notice of abandonment with the United States Patent and Trademark Office (the "USPTO") as soon as possible. Thus, EPI respectfully requests an additional thirty days to work with the Sprout Group to cause the notice of abandonment to be recorded with the USPTO and, in the alternative, to complete its preliminary investigations to determine whether to oppose the above-identified application.

This request is being submitted in triplicate.

Respectfully submitted,

Dated: April 16, 2002

THOITS, LOVE, HERSHBERGER & MCLEAN



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Attorneys for Potential Opposer, Envision  
Peripherals, Inc.

Enclosures  
Express Mail "Post Office to Addressee"  
Mailing Label No. EF401195009US

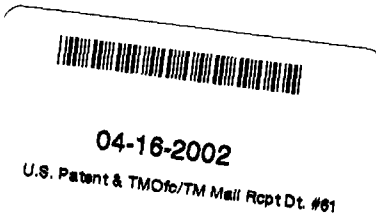
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April 16, 2002

Via "Express Mail Post Office to Addressee"  
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Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513



Re: Second Request for Extension of Time to Oppose  
Potential Opposer: Envision Peripherals, Inc.

Ladies and Gentlemen:

Enclosed for filing are an original and two copies of a Second Request for Extension of Time to File Opposition for the ENVISION trademark application, serial no. 75/901,492.

Also enclosed is a postcard for acknowledgment of receipt. Please date-stamp and return the postcard to our firm. Thank you.

Very truly yours,

THOITS, LOVE, HERSHBERGER & McLEAN

Suzanne T. Wengrin  
Legal Assistant

Enclosures

TRADemark JUDICIAL AND  
APPEAL BOARD  
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