

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Mailed: August 21, 2003

Applicant: Castle Wine and Brandy Company Limited  
Serial No. 76017244  
Filed: 04/04/2000  
Mark: B BERNINI BERNINI

John A. Clifford  
MERCHANT & GOULD PC  
P.O. Box 2910  
Minneapolis, MN 55402-0910

**Helen Johnson, Legal Assistant**

The request for an extension of time in which to oppose filed July 28, 2003, on behalf of Bankers Trust Company is noted.

The record in the application file reveals that the mark was published for opposition purposes on **May 27, 2003**. Thus, the time for filing an opposition or request for extension of time expired June 26, 2003.

While the subject request was accompanied by a certificate of mailing it is dated July 25, 2003, a time subsequent to the expiration of the thirty-day period.

Therefore, the request filed **July 28, 2003** must be denied as untimely. See: Section 13 of the Act of 1946 and Trademark Rule 2.102(c), both as amended effective February 27, 1983.