

PBW&T File No.: T3114-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARDFIRST REQUEST FOR EXTENSION OF TIME
TO FILE A NOTICE OF OPPOSITION

EV170697317US

Applicant : Brentwood Music, Inc.
Serial No. : 76/083,018
Filed : July 5, 2000
Published for Opposition : September 10, 2002
Mark : ESSENTIAL & Design
International Classes : 9

It is respectfully requested by Warner Music Group Inc., a corporation organized and existing under the laws of the State of Delaware, having a place of business at 75 Rockefeller Plaza, New York, New York 10019, that the time for filing a Notice of Opposition against the above-identified application be extended, pursuant to provisions of Section 13 of the Trademark Act of 1946 and Rule 2.102 of the Rules of Practice in Trademark Cases. The above-identified application was published on September 10, 2002, making any Notice of Opposition due to be filed on or before October 10, 2002. Warner Music Group Inc. requests a 30-day extension of that time, up to and including November 9, 2002.

This request is made to allow potential opposer time to conduct the investigation and prepare a notice of opposition, if warranted after the investigation.

This request is filed in triplicate. It is requested that the Board's disposition of this request be noted on one of the copies and returned to the filing correspondent identified below.

Respectfully submitted,

PATTERSON, BELKNAP, WEBB & TYLER LLP

By: Sarah E. Zgliniec
Christine H. Miller
Sarah E. Zgliniec

Attorneys for Potential Opposer
1133 Avenue of the Americas
New York, New York 10036-6710
(212) 336-2000

Dated: September 25, 2002

EXPRESS LABEL CERTIFICATION

"Express Mail" label No. EV 170697317 US
Date of Deposit September 26, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Address" service under 37 C.F.R. 1.10 on the date above and is addressed to the Commissioner of Trademarks, 2900 Crystal Drive, South Tower Building, 9th Floor, Arlington, VA 22202-3513, ATTN.: TTAB - NO FEE.

Lorri Emanu
Lorri Emanu

Serial No. 161083, 018 Filing Date 7/15/00 File No. 13114-008

Mark: ESSENTIAL - Design

Applicant: BREATHWOOD MUSIC, Inc Date 9/26/02

The PTO has received: Last Due Date: _____

- Patent Application of _____
- Pages (including claims & abstract)
- Declaration or Designation Sheet
- Drawings _____ Sheet(s)/Figs. _____ to _____
- Priority Document
- Small Entity Declaration
- Assignment & Conveyance Cover Sheet
- Information Disclosure Statement
- PTO-1449
- Amendment
- Affidavit or Declaration
- _____
- Check No. _____ for \$ _____
- Atty/Secy See 1e

TM Application ITU Basis

Statement of Use

Extension of Time

Notice of Appeal



MP

09-28-2002

U.S. Patent & TM Office/TM Mail Report DL 877

Express Mail No. 67 170691317 DS

AND DISCLOSURES

- First request for extension of time to file a notice of opposition (original + 2 copies)

Serial No. 761083, 018 Filing Date 7/5/00 File No. T3114-008

Mark: ESSENTIAL + Design

Applicant: Brentwood Music, Inc Date 9/26/02

The PTO has received:

Last Due Date: _____

- Patent Application of _____ Pages (including claims & abstract)
 - Declaration or Designation Sheet
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- TM Application ITU Basis
- Statement of Use
- Extension of Time
- Notice of Appeal
- Brief
- Petition
- Status Request
- Issue Fee
- Affidavit of Use
- Renewal
- Certificate of Mailing

PTO STAMP

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Express Mail No. EV 170697317 US
ENCLOSURES
- First request for Extension
On time to file a Notice of
Opposition (original + 2 copies)

Patterson, Belknap, Webb & Tyler LLP

1133 Avenue of the Americas
 New York, NY 10036-6710
 (212) 336-2000
 Fax (212) 336-2222

Fax Transmission

FROM: Lorri Emanu **DATE:** December 3, 2002
PHONE: (212) 336-2454 **CLIENT/MATTER #:** T3114-008
DIRECT FAX: **ID #:** 1557

PLEASE DELIVER AS SOON AS POSSIBLE TO:

| RECIPIENT | FIRM NAME | FAX | PHONE |
|----------------------------------|-----------|----------------|-----------------------------|
| 1. Ms. Jean Brown, Supervisor | TTAB | (703) 308-9092 | (703) 308-9330, ext. 123 |

Total number of pages including this page **6**.
 If you do not receive all the pages, please call **(212) 336-2639**.

Message: Re: Warner Music, Inc. - Opposition Against
 Application Serial No. 76/083,018 for the
 mark ESSENTIAL & Design in the name
 of Brentwood Music, Inc.

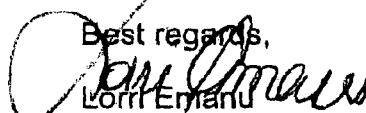
***** U R G E N T *****

Dear Jean:

Further to our telephone conversation on December 3, 2002, attached is a copy of the First Request for Extension of Time to file a Notice of Opposition which was filed by Express Mail on September 26, 2002.

Please call me to confirm safe receipt of this document and to let me know when we can expect an opposition number to be assigned to the captioned matter.

As always, your assistance is greatly appreciated.

Best regards,

 Lorri Emanu
 Legal Assistant

CONFIDENTIALITY NOTICE. This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged and confidential. If the reader of this message is not the intended recipient or an employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us by mail. We undertake to reimburse you for costs so incurred. Thank you.

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