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

**In re Application of**

Recot Inc.,  
Pleasanton, CA  
**Serial No.:** 76/096,022  
**Filed:** July 25, 2000  
**Mark:** FRITOS HOOPS  
**Published In The Official Gazette Of:**  
August 6, 2002, Vol. 1261, No. 1, Pg. TM445

  
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09-09-2002  
U.S. Patent & TMO/TM Mail Rcpt Dt. #70

TRADEMARK TRIAL AND  
APPEAL BOARD  
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FIRST REQUEST FOR EXTENSION OF TIME  
TO FILE NOTICE OF OPPOSITION

BOX TTAB NO FEE  
HONORABLE COMMISSIONER OF TRADEMARKS  
2900 Crystal Drive  
Arlington, VA 22202

Sir:

Your Petitioner, KELLOGG COMPANY, a corporation duly organized and existing under the laws of Delaware, having its principal place of business at One Kellogg Square, P. O. Box 3599, Battle Creek, Michigan 49016-3599, through its undersigned counsel, hereby respectfully requests a 90-day extension of time to file a verified Notice of Opposition, to and including **December 4, 2002** against the above-identified application.

I hereby certify that this correspondence is being deposited in the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, BOX NO FEE, 2900 Crystal Drive, Arlington, VA 22202 on:

Sept. 5, 2002  
Date  
Beth Zelner  
Signature

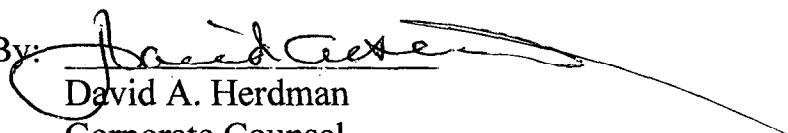
Kellogg Company  
Sept. 5, 2002  
Date

The reason for this request is that additional time is required to further investigate this matter and to discuss it with our brand management. Because of additional conflicting demands of U.S. and international litigation, and related business dealings and upcoming end of summer vacation schedules, it is anticipated that in-house counsel and management will need additional time to discuss the disposition of this case. For this reason, we request the additional extension of time to prepare the necessary papers and to secure their execution by the Petitioner, if we deem it appropriate.

The request is not made for the purposes of unduly delaying proceedings in the Patent and Trademark Office.

This request is made in triplicate.

Respectfully submitted,  
KELLOGG COMPANY

By:   
David A. Herdman  
Corporate Counsel

**Date: September 5, 2002**  
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