

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

In the Matter of	
Serial No.:	76/118557
Published in the Official Gazette:	TM 85
Publication Date:	March 19, 2002
Mark:	CF ARTISAN
Applicant:	Johnson Controls, Inc.

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

**REQUEST WITH CONSENT FOR EXTENSION
OF TIME TO FILE A NOTICE OF OPPOSITION**

Dear Madam:

Embarcadero Technologies, Inc., a Delaware corporation, having its principal place of business at 425 Market Street, Suite 425, San Francisco, CA 94105, by and through its attorneys, hereby requests that the Board grant a sixty (60) day extension of time to file a Notice of Opposition, through and including September 15, 2002, in the above-identified matter.

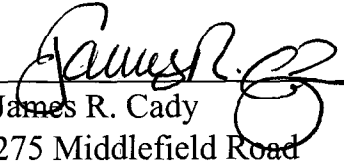
This Request is made to allow Potential Opposer and Applicant further time to discuss possible settlement and is not sought for purposes of delay. Applicant's counsel, Mark J. Diliberti, consented to this request in a telephone conference with

Potential Opposer's counsel, James R. Cady, on July 9, 2002. This Request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Date: July 9, 2002

Respectfully submitted,

HELLER, EHRMAN, WHITE & McAULIFFE

By: 
James R. Cady
275 Middlefield Road
Menlo Park, California 94025
(650) 324-7137

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited on July 9, 2002, with the United States Postal Service with sufficient postage as First Class Mail addressed to:
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513


Margaret Mena

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing Request With Consent For Extension of Time to File Notice of Opposition upon counsel for Applicant, Mark J. Diliberti, Foley & Lardner, 777 East Wisconsin Avenue, Suite 3800, Milwaukee, Wisconsin 53202-5367, via first-class U.S. mail, on July 9, 2002.


Margaret Mena

TTAB

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07-12-2002
 U.S. Patent & TMOtc/TM Mail Rcpt Dt. #74

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TRADEMARK TRIAL AND
APPEAL BOARD
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TRANSMITTAL LETTER

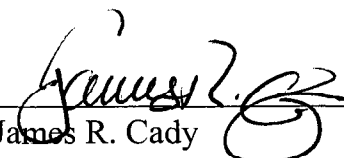
Dear Madam:

We are attorneys representing Embarcadero Technologies, Inc., a Delaware corporation. Enclosed are one original and two copies of a REQUEST WITH CONSENT FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION, filed by Embarcadero Technologies, Inc. for the above-referenced trademark.

Please address all correspondence to me at the address below. Please stamp and return to us the enclosed postcard to evidence your receipt of this document.

Date: July 9, 2002

Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE

By: 

 James R. Cady
 275 Middlefield Road
 Menlo Park, California 94025
 (650) 324-7137

J.C.