

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

In the Matter of:

Application Serial No.: 76/145,163  
Applicant: Southwind Health Partners, L.L.C.  
Trademark: SOUTHWIND HEALTH PARTNERS, L.L.C. & Design  
Official Gazette: December 11, 2001

**STIPULATED MOTION TO EXTEND TIME**  
**TO FILE NOTICE OF OPPOSITION**

Commissioner for Trademarks  
Box TTAB  
2900 Crystal Drive  
Arlington, VA 22202-3513

Dear Commissioner:

Opposer, HealthPartners, Inc., hereby requests that the Trademark Trial and Appeal Board extend its time to file a Notice of Opposition for sixty (60) days, through and including **July 9, 2002**.

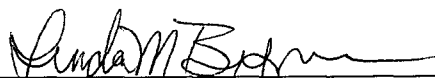
Applicant's attorney, Andrea Barach, has agreed to this request for an extension in a telephone call of May 3, 2002 in view of the health problems of Opposer's in-house counsel, and this request is therefore being submitted as a stipulated motion.

The parties are at this time negotiating toward a settlement of the controversy, and the extension will give the parties additional time to complete settlement negotiations. This request is not being made for the purpose of delay.

Respectfully submitted,

HEALTHPARTNERS, INC.

By its attorney,



Linda M. Byrne, Reg. No. 32,404  
MERCHANT & GOULD P.C.  
P.O. Box 2910  
Minneapolis, Minnesota 55402-0910  
(612) 336-4615

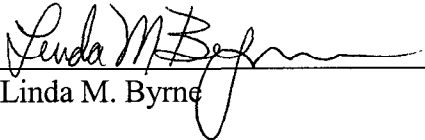
(M&G 4206.187USTJ)

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing: STIPULATED MOTION TO EXTEND TIME TO FILE NOTICE OF OPPOSITION was served by first class mail, postage prepaid on:

Andrea Barach  
Boult, Cummings, Conners & Berry PLC  
414 Union Street, Suite 1600  
Nashville, TN 37219

Date: 5/7/02

By:   
Linda M. Byrne

# Merchant & Gould

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A Professional Corporation

HealthPartners, Inc. )  
Opposer )  
v. )  
Southwind Health Partners, L.L.C. ) Serial No. 76/145,163  
Applicant )  
)



05-09-2002

U.S. Patent & TMO/TM Mail Rpt Dt. #34

Mark: SOUTHWIND HEALTH PARTNERS, L.L.C. & Design  
Serial No.: 76/145,163  
Docket Number: 4206.187USTJ Due Date: May 10, 2002  
Official Gazette: December 11, 2001 Filing Date: October 12, 2000

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Trademarks, Box TTAB, 2900 Crystal Drive, Arlington, VA 22202-3513, on May 7, 2002.  
By: Linda M. Byrne  
Name: Linda M. Byrne

Commissioner for Trademarks  
Box TTAB  
2900 Crystal Drive  
Arlington, VA 22202-3513

Dear Commissioner:

We are transmitting herewith the attached:

- Return postcard.
- Transmittal Sheet in duplicate containing Certificate Under 37 C.F.R. 1.8
- 60-Day Request for Extension of Time for Filing Notice of Opposition (Original and 2 Copies).

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate copy of this sheet is enclosed.

By: Linda M. Byrne  
Name: Linda M. Byrne  
Reg. No.: 32,404  
LMB:kle

TRADEMARK TRIAL AND  
APPEAL BOARD

02 MAY 21 AM 1:30

(CONTESTED MATTER)

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