

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

**Mailed: May 13, 2002**

Applicant: Metro Optics of Austin, Inc.  
Serial No.: 76152067  
Mark: SURE-WET

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**Denise M. DelGizzi, Legal Assistant**

Sirs/Madam:

The proposed amendment filed by applicant on April 19, 2002, is noted.

The amendment requires consideration by the Trademark Examining Attorney in charge of this case. Accordingly, the application file is forwarded to the Examining Attorney for appropriate action.

In connection with the foregoing, it should be noted that pursuant to a request for extension of time granted February 11, 2002, the potential opposer herein, Shurfine Foods, Inc., was allowed until April 7, 2002, in which to file an opposition to this application. However, the records of the Patent and Trademark Office fail to show that potential opposer has timely filed either an opposition or a further request for extension of time to oppose. Thus the Examining Attorney may treat the amendment in the same manner as any amendment after publication (TMEP Section 1503.02), and need not return the file to the Trademark Trial and Appeal Board after consideration of the amendment.

cc:

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