

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

Mailed: December 28, 2002

Applicant: Santy, Joseph F.
Serial No.: 76184566
Filed: 12/21/2000
Mark: PHYSICIANS' SECRET

Frank G. Long
Stinson Morrison Hecker LLP
1850 North Central Avenue, Suite 2100
Phoenix, AZ 85004-4584

Tracey Fleming, Legal Assistant.

A review of the file in this case reveals that on 8/1/02 potential opposer herein, Physicians' Secret, was granted an extension of time to 10/23/02 in which to file a notice of opposition.

On 12/19/02, potential opposer filed a request for a further extension of time to oppose.

Counsel's attention is directed to Section 13, as amended effective February 27, 1983 wherein it is indicated that ". . . Upon written request prior to the expiration of the thirty-day period, the time for filing opposition shall be extended for an additional thirty days, and further extension of time for filing opposition may be granted by the Commissioner for good cause when requested prior to the expiration of an extension. . . ." (emphasis added)

While the subject request was accompanied by a certificate of mailing, it is dated 12/19/02, a time subsequent to the expiration of the extended period. In view thereof, the request for additional time to oppose is denied.