



05-16-2003

U.S. Patent & TMO/TM Mail Rpt. Dt. #40

TTAB

Wilson Sonsini Goodrich & Rosati
PROFESSIONAL CORPORATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

BOX TTAB

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

Re: Mark: HEADSUP
Applicant: The Johns Hopkins University
Serial No.: 76/188,702
Filed: January 2, 2001
Published: April 30, 2002

CONSENT MOTION FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION

Heads Up: A University Neighborhood Initiative, a Washington, D.C. non-profit corporation, with its principal place of business at 1101 Pennsylvania Avenue, S.E., Suite 100, Washington, D.C. 20003, Potential Opposer to the application identified above, hereby moves, with the consent of Counsel for the Applicant, for an extension of time to file a Notice of Opposition for a term of sixty (60) days from the current deadline of May 12, 2003, up to and including July 12, 2003.

CERTIFICATE OF MAILING UNDER
37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, on:

LYONNE CORBIN
Print Name

MAY 12, 2003
Date of Deposit

Lyonne Corbin
Signature

MAY 12, 2003
Date

Wilson Sonsini Goodrich & Rosati
PROFESSIONAL CORPORATION

In a February 14, 2003 mailing, the TTAB requested that the Potential Opposer explain the progress made by the parties in efforts to resolve the matter. The parties are engaged in ongoing settlement discussions. A proposed agreement was prepared by Potential Opposer's former counsel and faxed to Counsel for Applicant on June 19, 2002. While Counsel for Applicant and Potential Opposer's former counsel negotiated, further extensions were filed. During negotiations, Potential Opposer secured Wilson Sonsini Goodrich & Rosati ("WSGR") as new counsel to represent it in this matter.

On or about March 12, 2003, WSGR spoke with Counsel for Applicant, who stated that she would send a written summary of her discussion with Potential Opposer's former counsel. On April 29, 2003, Counsel for Applicant sent a fax to WSGR (i) forwarding a draft Consent Agreement; (ii) informing WSGR that Counsel for Applicant would be out of the office and unavailable until May 6, 2003; and (iii) suggesting that, under the circumstances, submission of a Consent Motion For Extension Of Time To File Notice Of Opposition would likely be appropriate. Counsel for Applicant and WSGR have not had sufficient time since receiving Applicant's counterproposal to finalize an agreement that might avoid an opposition. However, in light of Applicant's efforts to move toward a potential resolution, Potential Opposer maintains that filing an opposition at this time would be premature, and that a further extension of 60 days is merited.

Wilson Sonsini Goodrich & Rosati
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Counsel for Applicant consented to this extension during a phone conversation with me on

May 12, 2003.

Dated: May 12, 2003

WILSON SONSINI GOODRICH & ROSATI

By: 

Aaron Hendelman

Attorneys for Potential Opposer
Heads Up: A University Neighborhood Initiative

Address all correspondence to:

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PROOF OF SERVICE

I, Yvonne Corbin, declare:

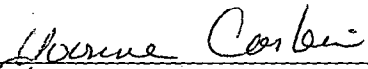
I am over the age of 18 years and not a party to the within entitled cause. I am a citizen of the United States and a resident of the State of California. I am employed in the City of Palo Alto, County of Santa Clara. My business address is 650 Page Mill Road, Palo Alto, California, 94304-1050.

I am readily familiar with Wilson Sonsini Goodrich & Rosati's practice for faxing documents and for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence is deposited, postage fully prepaid, with the United States Postal Service on this day.

On May 12, 2003, I served the attached **CONSENT MOTION FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION** on the party in said cause by placing a true copy of the document described above in an envelope addressed as indicated below, which I sealed. I placed the envelope containing the document named above for deposit in the United States Postal Service by placing it for collection and mailing this day, following the ordinary business practices at Wilson Sonsini Goodrich & Rosati.

Donna M.D. Thomas
Astrachan Gunst & Thomas P.C.
20 South Charles Street
Sixth Floor
Baltimore, MD 21201

I declare under penalty of perjury that the foregoing is true and correct. This declaration was executed in Palo Alto, California on May 12, 2003.



Yvonne Corbin