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IN THE UNITED STATES PATENT  
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Trademark Application Serial No. : 76/214,608  
 Filed : February 22, 2001  
 Published : November 20, 2001 at page TM 107  
 Applicant : Twenty-First Century Laboratories, Inc.  
 Mark : ZICAL  
 International Class : 5  
 Goods : Dietary and nutritional supplements

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

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

02 APR 26  
 9: 04-22-2002  
 U.S. Patent & TMO/c/TM Mail Rpt Dt. #11

Pursuant to 15 U.S.C. §1063 (Lanham Act §13) and 37 C.F.R. §2.102, request is hereby made for a further thirty (30) day extension of the time within which a Notice of Opposition may be filed with respect to the above-identified application. This request is made on behalf of the Potential Opposer:

Gel Tech, L.L.C.  
 2375 E. Camelback Road, Suite 500  
 Phoenix, Arizona 85016

The time within which a Notice of Opposition must be filed now expires on April 19, 2002. Upon the granting of this request, the time within which the Potential Opposer may file a Notice of Opposition would be extended to and including May 19, 2002.

Potential Opposer has entered into a dialogue with the Applicant. The requested thirty-day period is believed to be necessary to enable Potential Opposer to conclude its assessment and discussions with Applicant.

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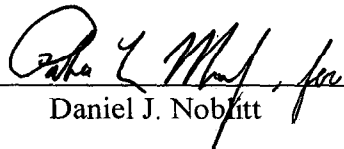
In a telephone conversation today with the undersigned, Applicant's counsel James W. Armstrong provided his consent to this Fourth Request for Extension of Time to File a Notice of Opposition. A copy of this Request is being served on Applicant via first class mail today as evidenced by the Certificate of Service forming a part hereof.

It is believed that the above statement is good cause within the meaning of Section 13 of the Trademark Act of 1946 giving the Commissioner discretion to grant the requested extension. In addition, inasmuch as a further extension of time as requested herein would aggregate more than 120 days from the date of publication of the subject application, it is believed that Potential Opposer has complied with all requirements set out in 37 C.F.R. §2.102(c)(2).

The foregoing request is made in good faith and not for the purposes of delay, and is being submitted in triplicate in accordance with 37 C.F.R. §2.102(d).

Respectfully submitted,

Dated: April 17, 2002

By  \_\_\_\_\_  
Daniel J. Noblitt

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400 East Van Buren  
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(602) 382-6305

Attorneys for Potential Opposer

**CERTIFICATE OF MAILING**

I hereby certify that this "Fourth Request for Extension of Time to File a Notice of Opposition, with Consent of Applicant", pursuant to 37 C.F.R. §1.8, is being deposited with the United States Postal Service as first-class mail in a postage-prepaid envelope addressed to: Commissioner for Trademarks, Box TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3513, on:

Date: April 17, 2002

By Pat S DeMello

**CERTIFICATE OF SERVICE**

I hereby certify that on the date given below, a true and correct copy of this "Fourth Request for Extension of Time to File a Notice of Opposition, with Consent of Applicant" was deposited in the United States mail, first-class postage prepaid, to the party shown below, at the address indicated:

James W. Armstrong  
Sacks Tierney P.A.  
4250 N. Drinkwater Boulevard, 4th Floor  
Scottsdale, Arizona 85251-3647

Date: April 17, 2002

By Pat S DeMello