

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



01-17-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

In re Application of:

Serial No.:	76/215,053)
Filed:	February 22, 2001)
Mark:	BIOMEX)
Published:	August 20, 2002)

BOX TTAB NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

**STIPULATED REQUEST FOR FURTHER EXTENSION OF TIME IN
WHICH TO FILE OPPOSITION PURSUANT TO TRADEMARK RULE 2.102**

Sir:

On behalf of Biomet, Inc., doing business at 56 E. Bell Drive, Warsaw, Indiana 46581-0587, it is respectfully requested that the time within which an opposition may be filed against the registration of the mark "BIOMEX" as above identified, be extended for an additional period of 30 days until **FEBRUARY 18, 2003**.

Applicant's counsel has consented to this further extension in order to give the parties additional time to pursue a settlement of this matter, as at least one of the parties involved is overseas.

The Commissioner is hereby authorized to charge any additional fees which may be required to Account No. 08-0750.

This request is being filed in triplicate pursuant to 37 C.F.R. 2.102(d).

Respectfully submitted,

Harness, Dickey & Pierce, P.L.C.
Attorneys for Potential Opposer

By: 

Lisa H. Coakley
Michigan Bar No. P34,108
Geoffrey D. Aurini
Michigan Bar No. P62,187


HARNES, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1600

LHC/GDA/pal

Dated: January 17, 2003

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing STIPULATED REQUEST FOR FURTHER EXTENSION OF TIME IN WHICH TO FILE OPPOSITION PURSUANT TO TRADEMARK RULE 2.102 was deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Michael J. Folise, Seed I.P. Law Group, 701 Fifth Avenue, Suite 701, Seattle, Washington 98104-7092 this 17th day of January, 2003.


Pamela A. Langlois

TTAB

HARNES, DICKEY & PIERCE, P.L.C.

ATTORNEYS AND COUNSELORS

P.O. BOX 828

BLOOMFIELD HILLS, MICHIGAN 48303

U.S.A.

FOR COURIER DELIVERY ONLY

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(248) 641-0270

January 17, 2003



01-17-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

BOX TTAB NO FEE

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Re: Stipulated Request for Further Extension of Time in Which to File Opposition Pursuant
to Trademark Rule 2.102
Mark: "BIOMEX"
Application Serial No. 76/215,053
Attorney Docket No. 5490T-501032

Sir:

Enclosed is a Stipulated Request for Further Extension of Time in Which to File Opposition Pursuant to Trademark Rule 2.102 of Application Serial No. 76/215,053 for the mark "BIOMEX" in triplicate, and return postcard.

Attention is directed to the fact that the address of this Firm has been designated as the correspondence address for this Request.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayments to Deposit Account No. 08-0750. A duplicate copy of this letter is enclosed herewith for this purpose.

Respectfully submitted,

HARNES, DICKEY & PIERCE, P.L.C.

Attorney for Applicant

By:

Lisabeth H. Coakley
Michigan Bar No. P34,108
Geoffrey D. Aurini
Michigan Bar No. P62,187

DD

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January 17, 2003

BOX TTAB NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Sir:

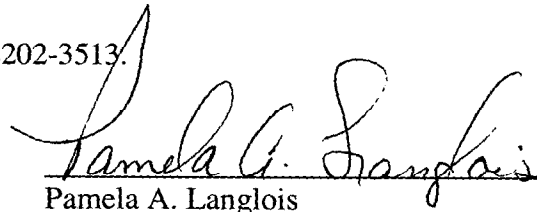
EXPRESS MAILING CERTIFICATE

Applicant: Prototec AG
Serial No (if any): 76/215,053
For: "BIOMEX"
Docket: 5490T-501032
Attorney: Lisabeth H. Coakley/Geoffrey D. Aurini

"Express Mail" Mailing Label Number..... EL 613 153 695 US

Date of Deposit..... January 17, 2003

I hereby certify and verify that the accompanying Transmittal Letter (in duplicate), a Stipulated Request for Further Extension of Time in Which to File Opposition Pursuant to Trademark Rule 2.102 for the above-identified mark (in triplicate) and Return Postcard are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Box TTAB No Fee, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.


Pamela A. Langlois