



01-10-2002

U.S. Patent & TMOfo/TM Mail RcptDt. #76

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

Application Of:	Ameriserv Financial, Inc.)	Trademark:
)	
Serial No:	76-227790)	AMERISERV FINANCIAL
)	and Design
Filed:	March 21, 2001)	
)	
Published for Opposition in the Official Gazette:	October 16, 2001)	
)	

**THIRD REQUEST FOR EXTENSION OF TIME
TO FILE NOTICE OF OPPOSITION**

Assistant Commissioner for
Trademark
2900 Crystal Drive
Arlington, VA 22202-3513

Attn: TTAB

Sir:

Pursuant to Rule 2.102 of the Trademark Rules of Practice in the United States Patent and Trademark Office, McLane Company, Inc. ("McLane" or "Potential Opposer"), through its undersigned counsel, hereby requests an additional thirty (30) day extension of the time within which to file an Opposition to Application Serial No. 76-227790 of Ameriserv Financial, Inc. ("AFI" or "Applicant") for registration of the mark AMERISERV FINANCIAL and Design (the "Mark") in International Classes 35, 36, 39 and 42. The Mark was published for opposition in the Official Gazette of October 16, 2001.

Potential Opposer respectfully requests that the time within which to oppose the Mark be extended up to and including February 13, 2002.


The reason for the additional request is that there has been insufficient time for Potential Opposer to complete its preliminary investigation regarding this application to determine whether an opposition proceeding is necessary. For this reason, Potential Opposer believes there is sufficient good cause for this request.

This Third Request for Extension of Time to File Notice of Opposition has been submitted in triplicate.

This 7th day of January, 2002.

Respectfully submitted,

KING & SPALDING

By: 

John C. Herman
Charles E. Peeler
191 Peachtree Street
Atlanta, Georgia 30303-1763
(404) 572-4600

Attorneys For Potential Opposer
McLane Company, Inc.

CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a).

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on January 7, 2002.

Ellen Morrissey Hughes

(Print or type name of person signing certificate)

Ellen Morrissey Hughes

(Signature of person signing certificate)

January 7, 2002

(Date of signature)

TTAB



01-10-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #76

KING & SPALDING

191 PEACHTREE STREET
ATLANTA, GEORGIA 30303-1763
TELEPHONE: 404/572-4600
FACSIMILE: 404/572-5100

DIRECT DIAL:

404/572-3436

EMAIL:

chughes@kslaw.com

DIRECT FAX:

404/572-5145

January 7, 2002

Assistant Commissioner for Trademarks
2900 Crystal Drive
Box 5
Arlington, VA 22202-3513

Attn: TTAB/NO FEE

**Re: Third Request for Extension of Time to File Notice of Opposition -
Application Serial No. 76-227790
for the Mark AMERISERV FINANCIAL and Design**

Dear Sir:

Enclosed for filing in connection with the above-referenced application are the original and two copies of the Third Request for Extension of Time to File Notice of Opposition by McLane Company, Inc. Also enclosed is our pre-addressed, return postcard. Please affix the mail room stamp and return the card to us.

Thank you for your assistance and cooperation in this matter.

Sincerely,

Ellen Morrissey Hughes
Legal Assistant

EMH:dasl
Enclosures

cc: Mr. Len E. Mewhinney
Mr. John C. Herman
Mr. Charles E. Peeler

MS