

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

Mailed: January 22, 2003

Applicant: Wheat, Jared R.
Serial No.: 76232497
Filed: 03/29/2001
Mark: STAMINA-RX

DONALD M GINDY
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The request for an extension of time in which to oppose filed December 24, 2002 on behalf of David Dew is noted.

The record in the application file reveals that the mark was published for opposition purposes on November 12, 2002. Thus, the time for filing an opposition or request for extension of time expired December 12, 2002. Therefore, the request filed December 24, 2002 must be denied as untimely. See: Section 13 of the Act of 1946 and Trademark Rule 2.102(c), both as amended effective February 27, 1983.