

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

In re: Trademark Application of
Thomas P. Kazas

Serial No.: 76/247,031

Attorney Docket No. 062007.0656

Filed: May 14, 2001

For: CAFÉ OLÉ



04-12-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #78

**STIPULATED REQUEST FOR FURTHER
EXTENSION OF TIME FOR FILING NOTICE OF OPPOSITION**

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

Dear Madam:

HEB Grocery Company, L.P., located at 646 South Main, San Antonio, Texas 78204, respectfully requests an additional extension of time of sixty (60) days up to and including **June 11, 2004** in which to file an opposition against the application.

Counsel for Applicant, Barry I. Friedman, agreed to the foregoing extension during a telephone conversation on April 8, 2004, in order to permit the parties time to explore settlement without the need for intervention by the Trademark Trial and Appeal Board, and requested that his consent be noted herein. Accordingly, it is respectfully requested that the sixty-day extension of time up to June 11, 2004, be granted.

Respectfully submitted,

Date: April 8, 2004

By: Kirt S. O'Neill
Kirt S. O'Neill
AKIN GUMP STRAUSS HAUER & FELD L.L.P.
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April 8, 2004

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2900 Crystal Drive
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04-12-2004
U.S. Patent & TMO/c/TM Mail RcptDt. #78

Re: Stipulated Request for Further Extension of Time for Filing Notice of Opposition
Trademark: CAFÉ OLE
Applicant: Thomas P. Kazas
Serial No.: 76/247,031
Attorney Docket No.: 062007.0656

Dear Madam:

Enclosed please find the following documents for filing:

- Stipulated Request for Further Extension of Time for Filing Notice of Opposition; and
- This return acknowledgment postcard.

The Commissioner is hereby authorized to charge any deficiency or credit any overpayment in any fees to Deposit Account No. 01-0477.

Respectfully submitted,

Kirt S. O'Neill

Enclosures