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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514 on September 9, 2003.

By BCD
B.C. Dunne

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

In re Trademark Application of

Applicant: Flying Colors Toys, Inc.

Serial No.: 76/296854

Mark: **AQUA GELS**

Filed: August 9, 2001

Published: February 19, 2002 at TM 370

TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS:

STIPULATED REQUEST UNDER RULE 2.102 FOR EXTENSION OF TIME FOR FILING NOTICE OF OPPOSITION

In the matter of the above-identified trademark application, which was published in the *Official Gazette* of February 19, 2002 at TM 370, ACCO UK Limited, a U.K. Company, by and through its attorneys, hereby requests that the opposition period be extended an additional sixty (60) days from the present deadline of September 12, 2003, or until November 11, 2003.

An agreement potentially resolving this matter has been signed by the parties. The terms of the agreement require the Applicant to submit a request to the Trademark Office to amend the identification of goods associated with its application. An amendment was submitted to the Trademark Office on April 30, 2003, but has not yet been acted upon by the Office. The present



Owen, Wickersham & Erickson, P.C.
455 Market Street, 19th Floor ~ San Francisco, California 94105
Voice 415/882-3200 ~ Fax 415/882-3232

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1 extension is necessary to ensure that the amendment called for by the agreement will be accepted
2 by the Trademark Office. This request is made in good faith and not for purposes of delay.

3 On September 8, 2003, the undersigned communicated via email with Larry Miller, counsel
4 for Applicant, who stipulated to this request for an extension of time to oppose, waiving signature.
5 A copy of this request has been served upon counsel.

6 This request is being submitted in triplicate as required by 37 C.F.R. Section 2.102(d).

7
8 Respectfully submitted,

9 OWEN, WICKERSHAM & ERICKSON P.C.

10
11 Dated: September 9, 2003

12 By


Gregory N. Owen

13 Attorneys for Potential Opposer
ACCO UK Ltd.

14 455 Market Street, 19th Floor
15 San Francisco, CA 94105
16 (415) 882-3200
17 E-mail: gowen@owe.com

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19 S:\clients\kaco\AQUA GELS Extension to 11-11-03.wpd

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing STIPULATED REQUEST UNDER RULE 2.102 FOR EXTENSION OF TIME FOR FILING NOTICE OF OPPOSITION was sent to attorneys for Registrant by first class mail, postage prepaid, to the following address:

Lawrence Miller
Feder, Kaszovitz, Isaacson, Weber, et al.
750 Lexington Avenue
New York, New York 10022-1200

DATED: September 9, 2003


B.C. Dunne

AQUA GELS Extension to 11-11-03.wpd