

**BOX TTAB NO FEE**

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

In re the Application of:  
Recot Inc.

Application Serial No.: 76/301,451  
Filed: August 17, 2001

**MARK: FUEL YOUR DAY**

Published in the Official Gazette  
Of August 20, 2002, Voi. 1261,  
No.3, Pg. TM227

Honorable Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Dear Commissioner:



01-23-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #64

TTAB

**REQUEST FOR FURTHER EXTENSION TIME TO**  
**FILE NOTICE OF OPPOSITION (WITH CONSENT)**

Petitioner Kellogg Company, and its related and/or affiliated companies, through its undersigned counsel, hereby respectfully requests a further (2) two month extension of time to file a Notice of Opposition, to and including **March 18, 2003**, against the above-identified application.

The reason for this request is that additional time is required to permit Petitioner and Applicant to discuss a possible settlement proposal, which may lead to resolution of Petitioner's concerns, in an effort to avoid an opposition.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, BOX NO FEE, 2900 Crystal Drive, Arlington, VA

22202 on:

Jan. 21, 2003

Date

Beth Zahner  
Signature

Kellogg Company

Jan 21, 2003  
Date

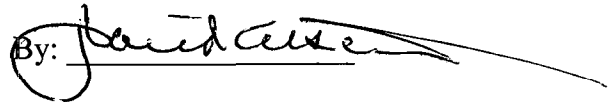
This request was agreed to by Applicant's counsel, Ms. Faith James, in a voicemail message to David Herdman, Corporate Counsel, for Petitioner on January 17, 2003.

**GOOD CAUSE**

This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office, to the contrary, it is to allow the parties to complete settlement discussions.

This request is submitted in triplicate.

Respectfully Submitted,  
KELLOGG COMPANY

By: 

David Herdman  
Corporate Counsel  
Kellogg Company  
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Date: January 21, 2003