

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

Mailed: September 9, 2003

Applicant: ULTRADENT PRODUCTS, INC.
Serial No. 76381636
Filed: 03/12/2002
Mark: TRIAWAY

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The request for an extension of time in which to oppose filed June 25, 2003, on behalf of Luxottica Leasing S.p.A. is noted.

The record in the application file reveals that the mark was published for opposition purposes on October 15, 2002. Thus, the time for filing an opposition or request for extension of time expired November 14, 2003.

While the subject request was accompanied by a certificate of mailing it is dated June 24, 2003, a time subsequent to the expiration of the thirty-day period.

Therefore, the request filed June 25, 2003 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.