

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

MAY -8 AM 9:31

Applicant : Emson Research, Inc.
Serial No. : 76/418,411
Filed : June 7, 2002
Mark : ECOFOAM
Published : December 17, 2002



04-17-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #11

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

CONSENTED REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION

Ecolab Inc., a Delaware corporation having its principal place of business at Ecolab Center, 370 N. Wabasha Street, St. Paul, MN 55102-2233, requests a further thirty (30) day extension of time up to and including May 16, 2003, within which to file an opposition against the above-identified trademark application.

The parties are continuing to discuss and consider various settlement options that would avoid the need for filing a notice of opposition.

Joseph F. Nicholson, attorney for applicant, consented to this extension request by telephone on April 14, 2003. This request is being submitted in triplicate in accordance with 37 C.F.R. § 2.102(d).

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

Date of Deposit

April 14, 2003

Signature

Chris Kusilek

Chris Kusilek

Typed or Printed Name of Person Signing Certificate

Applicant : Emson Research, Inc.
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Page : 2

Attorney's Docket No.: 11434-209PP1

Respectfully submitted,

Date: _____

4/14/03

Stephen R Baird

Stephen R. Baird
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Attorneys for Potential Opposer,
ECOLAB INC.

60135913.doc

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing CONSENTED REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION has this 14th day of April 2003, been mailed by prepaid first class mail to the below-identified Attorney for Applicant, at his/her place of business:

Joseph F. Nicholson
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Chris Kusilek

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Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

April 14, 2003

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2900 Crystal Drive
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Applicant: Emson Research, Inc.
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BOSTON

DALLAS

DELAWARE

NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

Dear Commissioner:

Transmitted herewith please find the following documents:

- (1) A Consented Request for Extension of Time to File Notice of Opposition with Certificate of Service, in triplicate; and
- (2) A return postcard to acknowledge receipt of these materials. Please date-stamp and return this postcard.

Should any fees be required relating to this document, the Hon. Commissioner for Trademarks is authorized to deduct said fees from the Deposit Account of Fish & Richardson, Deposit account No. 06-1050/11434-209PP1.

Very truly yours,

Stephen R. Baird

SRB/mee
Enclosures
60135937.doc

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Signature Chris Kusilek

Typed or Printed Name of Person Signing Certificate Chris Kusilek