

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



Applicant : R.J. Gators Franchise Systems, Inc.
Serial No. : 76/443,479
Filed : August 26, 2002
Mark : R.J. GATOR'S HOMETOWN GRILL & BAR GREAT TIMES...EVERY
TIME! and Design
Published : February 18, 2003 at Official Gazette TM 442

06-20-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 03 JUN 27 03 BY 5:31

BOX TTAB – NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

**CONSENTED REQUEST FOR EXTENSION OF TIME TO FILE A NOTICE OF
OPPOSITION**

Buffets, Inc., a Minnesota corporation having its principal place of business at 1460 Buffet Way, Eagan, Minnesota 55121, requests a further thirty (30) day extension of time, up to and including July 18, 2003, to file an opposition against the above-identified service mark application.

The extension is necessary because the parties are discussing a settlement option that would avoid the need for filing a notice of opposition.

Counsel for applicant consented to this extension request on June 17, 2003.

This request is being submitted in triplicate in accordance with 37 C.F.R. § 2.102(d).

CERTIFICATE OF MAILING OR TRANSMISSION

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 addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, or is being facsimile transmitted to the Patent and Trademark Office, on the date indicated below.

Date June 17, 2003

Signature Tammy McCanna

Typed or Printed Name of Person Signing Certificate Tammy McCanna

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Page : 2

Attorney's Docket No.: 13762-109PP1

Please forward any reply to this communication directly to Fish & Richardson P.C., P.A.
at 3300 Dain Rauscher Plaza, 60 South Sixth Street, Minneapolis, Minnesota 55402.

Respectfully submitted,

Date: 6/17/03



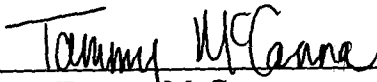
Joel D. Leviton
FISH & RICHARDSON P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696

Attorneys for Potential Opposer,
Buffets, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of Buffets, Inc.'s CONSENTED REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION has this 17th day of June, 2003, been mailed by prepaid first class mail to the below-identified attorney for applicant R.J. Gators Franchise Systems, Inc., at his place of business:

Kevin P. Crosby
Brinkley, McNerney, Morgan, Solomon & Tatum LLP
200 East Las Olas Blvd
Suite 1900
Fort Lauderdale, FL 33301



Tammy McCanna

TTAB

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Minneapolis, Minnesota
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612 335-5070

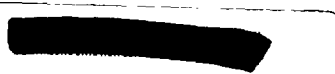
Facsimile
612 288-9696

Web Site
www.fr.com

Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

June 17, 2003



06-20-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22

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Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

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BOSTON
DALLAS
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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, 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, making reference to 13762-109PP1.

Very truly yours,

Joel D. Leviton

JDL/mee
Enclosures

13762-109pp1 trans letter consented req. for ext.doc

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 22202-3514.

June 17, 2003
Date of Deposit

Tammy McCanna
Signature

Tammy McCanna
Typed or Printed Name of Person Signing Certificate