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

In re application of:)
LANGER, INC.)
Serial No.: 76/524496)
Filed: June 23, 2003)
Mark: L.XCEL)
_____)

Published: April 13, 2004
at Page TM 253



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

05-10-2004
U.S. Patent & TMO/TM Mail Rcpt Dt. #64

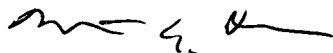
**REQUEST FOR FIRST EXTENSION
OF TIME TO FILE NOTICE OF OPPOSITION**

EDMONT P. D'ASCOLI, Trustee of the EDMONT P. D'ASCOLI REVOCABLE LIVING TRUST DATED MAY 24, 1996, whose mailing address is 66-590 Kamehameha Highway, Haleiwa, Hawaii 96712, by and through his attorneys, Cades Schutte A Limited Liability Law Partnership, respectfully requests that the Board grant a thirty (30) day extension of time to file a Notice of Opposition in the above-identified matter from May 13, 2004, to and including June 12, 2004. This request is made in accordance with Section 13 of the Trademark Act of 1946 and in compliance with Trademark Rule 2.102.

The extension of time is necessary to give the prospective opposer time to investigate and evaluate the necessity of filing a Notice of Opposition.

This request for an extension is not being filed for the purpose of mere delay, and favorable consideration is respectfully requested.

Respectfully submitted,

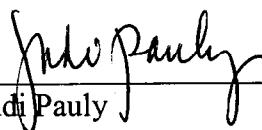


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LIVING TRUST DATED MAY 24, 1996

CERTIFICATE OF MAILING

I HEREBY CERTIFY that this REQUEST FOR FIRST EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, on this 10th day of May, 2004.



Judi Pauly