

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

Mailed: February 3, 2004

Applicant: Aquatrols Corporation of America
Serial No.: 76524713
Filed: 06/09/2003
Mark: REVOLUTION

AQUATROLS CORPORATION OF AMERICA

5 N. OLNEY AVENUE
CHERRY HILL, NJ 08003

HAROLD ROSS, LEGAL ASSISTANT:

The request for a 3 month extension of time to oppose filed January 26, 2004, on behalf of Atofina, is noted. The requested extension of time is not in accordance with the Trademark Rules.

Extensions of time to oppose may be granted only as provided in Trademark Rule 2.102:¹

(c) The time for filing an opposition shall not be extended beyond 180 days from the date of publication. Any request to extend the time for filing an opposition must be filed before thirty days have expired from the date of publication or before the expiration of a previously granted extension of time, as appropriate. Requests to extend the time for filing an opposition must be filed as follows:

(1) A person may file a first request for either a thirty-day extension of time, which will be granted upon request, or a ninety-day extension of time, which will be granted only for good cause shown.

¹ Trademark Rule 2.102 was recently amended. See, Rules of Practice for Trademark-Related Filings Under the Madrid Protocol Implementation Act, 68 Fed. Reg. 55,748 (Sept. 26, 2003). The amended rule applies to any potential opposer which filed its first extension of time against a particular application on or after November 2, 2003. *Id.*

(2) If a person was granted a thirty-day extension of time, that person may file a request for an additional sixty-day extension of time, which will be granted only for good cause shown.

(3) After receiving one or two extensions of time totaling ninety days, a person may file one final request for an extension of time for an additional sixty days. The Board will grant this request only upon written consent or stipulation signed by the applicant or its authorized representative, or a written request by the potential opposer or its authorized representative stating that the applicant or its authorize representative has consented to the request, or a showing of extraordinary circumstances. No further extensions of time to file an opposition will be granted under any circumstances.

Because potential opposer's extension request includes a showing of good cause, the request is granted to the extent that potential opposer is allowed until April 21, 2004 [90 days if first request/60 days if second] in which to file an opposition herein, or a further request for an extension of time, if appropriate.

Note that the Board will not suspend the time for filing a notice of opposition for any reason. TBMP § 209.01 (2d ed. June 2003).

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Aquatrols Corporation of America

Serial No.: 76/524713

Filed: June 9, 2003

Trademark: REVOLUTION

Published: December 23, 2003

Our Ref: ATOF 0107811



01-26-2004
U.S. Patent & TMO/TM Mail Rpt Dt. #78

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

To: TTAB
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Potential opposer, Atofina, of Puteaux, France, by its attorneys Fross Zelnick
Lehrman & Zissu, P.C., hereby requests a ninety (90) day extension of time until April 21, 2004,
for filing a Notice of Opposition against the above application. This extension is necessary to
allow potential opposer time to contact the applicant and try to settle the matter.

Certificate of First Class Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514 on:

January 21, 2004
(Date of Deposit)

Linda Sears
(Signature)

Linda Sears
(Printed name of person mailing paper or fee)

January 21, 2004
(Date of Signature)

Dated: New York, New York
January 21, 2004

Respectfully submitted,

FROSS ZELNICK LEHRMAN
& ZISSU, P.C.

By: 

David Ehrlich

Attorneys for Potential Opposer
866 United Nations Plaza
New York, New York 10017
(212) 813-5900

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Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2004-07-01 16:10:00 ET

Serial Number: 76524713

Registration Number: (NOT AVAILABLE)

Mark (words only): REVOLUTION

Standard Character claim: No

Current Status: A request for an extension of time to file an opposition has been filed at the Trademark Trial and Appeal Board.

Date of Status: 2004-02-03

Filing Date: 2003-06-09

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 102

Attorney Assigned:
GLEMBOCKI ERICA D B Employee Location

Current Location: 657 -Pre-Publication Final Review

Date In Location: 2004-02-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Aquatrols Corporation of America

Address:
Aquatrols Corporation of America
5 N. Olney Avenue
Cherry Hill, NJ 08003
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

Phone Number: 856-751-0309

Fax Number: 856-751-3859

GOODS AND/OR SERVICES

SURFACTANT FOR USE IN SOIL-WATER MANAGEMENT TO PROMOTE UNIFORM MOVEMENT OF WATER IN THE SOIL

International Class: 001

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-02-03 - Extension of time to oppose - Filed

2003-12-23 - Published for opposition

2003-12-03 - Notice of publication

2003-10-27 - Approved for Pub - Principal Register (Initial exam)

2003-10-27 - Case file assigned to examining attorney

CONTACT INFORMATION

Correspondent

AQUATROLS CORPORATION OF AMERICA
5 N. OLNEY AVENUE
CHERRY HILL, NJ 08003

Phone Number: 856-751-0309

Fax Number: 856-751-3859



Aquatrols
5 North Olney Avenue
Cherry Hill, NJ 08003 USA
856-751-0309 / 800-257-7797
FAX: 856-751-3859
www.aquatrols.com

TTAB

20 July 2004

United States Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington VA 22202-3513

Re: Trademark Serial Number 76524713

To Whom It May Concern:

I was looking for an update on this trademark application. We were notified in February that a request for a 3 month extension of time to oppose was filed on January 26, 2004 requesting an extension until April 21, 2004. I have enclosed copies of this correspondence.

Could you provide an update on the status of this trademark?

Thank you very much.

Sincerely,


Tracy M. Jarman
President/CEO

Encl.



07-21-2004

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #77

Dec 3, 2003

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514
www.uspto.gov

NOTICE OF PUBLICATION UNDER 12(a)

- | | |
|--------------------------------------|---|
| 1. Serial No:
76/524,713 | 2. Mark:
REVOLUTION |
| 3. International Class(es):
1 | |
| 4. Publication Date:
Dec 23, 2003 | 5. Applicant:
Aquatrols Corporation of America |

The mark of the application identified appears to be entitled to registration. The mark will, in accordance with Section 12(a) of the Trademark Act of 1946, as amended, be published in the Official Gazette on the date indicated above for the purpose of opposition by any person who believes he will be damaged by the registration of the mark. If no opposition is filed within the time specified by Section 13(a) of the Statute or by rules 2.101 or 2.102 of the Trademark Rules, the Commissioner of Patents and Trademarks may issue a notice of allowance pursuant to section 13(b) of the Statute.

Copies of the trademark portion of the Official Gazette containing the publication of the mark may be obtained from:

The Superintendent of Documents
U.S. Government Printing Office
PO Box 371954
Pittsburgh, PA 15250-7954
Phone: (202)512-1800

By direction of the Commissioner.