

ESTTA Tracking number: **ESTTA83891**

Filing date: **06/05/2006**

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

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| Applicant:                 | <b>Martin's Famous Pastry Shoppe, Inc.</b> |
| Application Serial Number: | <b>76556939</b>                            |
| Application Filing Date:   | <b>11/05/2003</b>                          |
| Mark:                      | <b>CURLY KETTLE</b>                        |
| Date of Publication        | <b>05/16/2006</b>                          |

## **First 90 Day Request for Extension of Time to Oppose for Good Cause**

Pursuant to 37 C.F.R. Section 2.102, Kettle Foods, Inc, 3125 Kettle Court SE, Salem, OR 97301, UNITED STATES, a corporation organized under the laws of Oregon , respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown .

Potential opposer believes that good causes are established for this request by:

- The potential opposer needs additional time to investigate the claim
- The potential opposer needs additional time to confer with counsel

The time within which to file a notice of opposition is set to expire on 06/15/2006. Kettle Foods, Inc respectfully requests that the time period within which to file an opposition be extended until 09/13/2006.

Respectfully submitted,

/dt/

06/05/2006

**Deborah Trant**

**3125 Kettle Court SE**

**Salem, OR 97301**

**UNITED STATES**

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