

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

HARVEY BALL SMILE L; HARVEY BALL SMILE L
#832MINAMIMEGUROEN BLDG 4-6-16 KAMIOSAKI
SHINAGAWA-KU; TOKYO 141-0021,
JAPAN

Mailed: December 30, 2008

Serial No.: 77493688

Rochelle Ricks, Paralegal Specialist:

The request to extend time to oppose is granted until
3/4/09 on behalf of potential opposer **Franklin Loufrani**.

Please do not hesitate to contact the Trademark Trial and
Appeal Board for any questions relating to this extension.

New Developments at the Trademark Trial and Appeal Board

TTAB forms for electronic filing of extensions of time to
oppose, notices of opposition, and inter partes filings are now
available at <http://estta.uspto.gov>. Images of TTAB proceeding
files can be viewed using TTABVue at <http://ttabvue.uspto.gov>.

TRADEMARK TRIAL AND APPEAL BOARD RULE CHANGES

The USPTO has issued new rules pertaining to TTAB
proceedings. Parties are urged to familiarize themselves
with the new rules.

Among other changes, for any notice of opposition filed on
or after November 1, 2007, the new rules require an opposer
to provide proof of service of the notice of opposition
upon the applicant at the time the notice of opposition is
filed. Trademark Rule 2.101. (Parallel amendments to
Trademark Rule 2.111 require a petitioner to include proof
of service of the petition for cancellation.) Service may
be made by any of the means set out in Trademark Rule
2.119(b). A certificate of service is adequate proof of
service; service by a process server is not necessary. A

notice of opposition (or petition for cancellation) filed without a certificate of service will not be instituted.

The notice of final rulemaking and a chart summarizing the changes contained in the notice are available for viewing on the TTAB web page:

www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf

www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf