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TRADEMARK TRIAL AND APPEAL BOARD Attorney Ref.: D-0378

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

In re the matter of:

Applicant: Jarrow Formulas, Inc.

Application Serial No.: 78/059,930

Filed: April 23, 2001

Publication date: April 2, 2002

Mark: HYDROXY APATITE MEANS CALCI-YUM-YUM and Design

Honorable Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513
Box TTAB NOFEE

Sir:



07-23-2003

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

REQUEST FOR EXTENSION OF TIME TO OPPOSE

Smithkline Beecham Corporation, a Pennsylvania corporation with a business address of 709 Swedeland Road UW2221, King of Prussia, Pennsylvania 19406, hereby requests a thirty day extension of time in which to oppose registration of the above-identified mark. When granted, the due date for filing an opposition will be extended to **August 25, 2003**.

As grounds in support of this Request for Extension of Time to Oppose, prospective Opposer states that counsel for prospective Opposer has contacted Applicant's attorney in an effort to determine whether or not an opposition can be avoided. Additional time is needed to determine whether an amicable settlement is possible.

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08/05/2003TAD


Attorney Ref.: D-0378
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In view of the foregoing, it is respectfully requested that this Request for Extension of Time be granted and that the new due date for filing an opposition be extended to August 25, 2003.

Counsel for Applicant has consented to this Request for Extension of Time to Oppose.

Respectfully submitted,

SMITHKLINE BEECHAM
CORPORATION

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Date: July 23, 2003

cc: Christopher A. Sidoti, Esq.