

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

Application Of:	Hansen Beverage Company	)	Trademark:
		)	
Serial No:	78/122,689	)	MONSTER and Design
		)	
Filed:	April 18, 2002	)	
		)	
Published for Opposition in the Official Gazette:	March 11, 2003	)	

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

Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513


Attn: TTAB

Madam:

Pursuant to Rule 2.102 of the Trademark Rules of Practice in the United States Patent and Trademark Office, Odwalla, Inc. ("Potential Opposer"), through its undersigned counsel, hereby requests a sixty (60) day extension of the time within which to file an Opposition to Application Serial No. 78/122,689 of Hansen Beverage Company for registration of the mark MONSTER and Design (the "Mark") in International Class 32. The Mark was published for opposition in the Official Gazette of March 11, 2003.

Potential Opposer respectfully requests that the time within which to oppose the Mark be extended up to and including June 9, 2003.

The reason for this request is that there has been insufficient time for Potential Opposer to complete its preliminary investigation regarding this application to determine whether an

  
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opposition proceeding is necessary. For this reason, Potential Opposer believes there is sufficient good cause for this request.

This First Request for Extension of Time to File Notice of Opposition has been submitted in triplicate.

This 10<sup>th</sup> day of April, 2003.

Respectfully submitted,

KING & SPALDING

By: 

Bruce W. Baber  
191 Peachtree Street  
Atlanta, Georgia 30303-1763  
(404) 572-4600

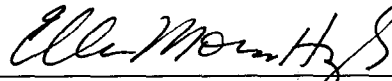
Attorneys For Potential Opposer  
ODWALLA, INC.

CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a).

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to : Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on 4.10, 2003.

Ellen Morrissey Hughes

(Print or type name of person signing certificate)



(Signature of person signing certificate)

April 10, 2003

(Date of signature)

**KING & SPALDING LLP**

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TTAB

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Ellen Morrissey Hughes  
Legal Assistant  
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April 10, 2003

Commissioner for Trademarks  
2900 Crystal Drive  
Box 5  
Arlington, VA 22202-3513

Attn: TTAB/NO FEE

**Re: First Request for Extension of Time to File Notice of Opposition -  
Application Serial No. 78/122,689 for the Mark MONSTER and Design**

Dear Madam:

Enclosed for filing in connection with the above-referenced application are the original and two copies of the First Request for Extension of Time to File Notice of Opposition by Odwalla, Inc. Also enclosed is our pre-addressed, return postcard. Please affix the mail room stamp and return the card to us.

Thank you for your assistance and cooperation in this matter.

Sincerely,



Ellen Morrissey Hughes  
Legal Assistant

EMH:dasl

cc: Ms. Caroline Pearlstein (w/enclosure)  
Mr. Bruce W. Baber (w/enclosure)

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