

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

BOX TTAB NO FEE
Assistant Commissioner for
Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

In the matter of trademark Application No. 78,161,098
Filed: September 5, 2002
For the mark : TEF-FLEX, International Class 17
Published in the *Official Gazette* on July 29, 2003.

Opposer : E.I. du Pont de Nemours and Company

Vs.

Applicant: Rubber-Fab

Opposer's mark: **TEFLON®**

Registration Numbers: 418698

Registration Date: August 1, 1946

Int. Class: 17

08-27-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #11

REQUEST FOR EXTENSION OF TIME TO OPPOSE

SIR:

Pursuant to Rule 2.102 (a) of the Trademark Rules of Practice, E.I. du Pont de Nemours and Company, ("DUPONT") a Delaware Corporation with its principal place of business at 1007 Market Street, Wilmington, Delaware, 19898, hereby requests an extension of time of sixty (60) days from August 25, 2003 to October 25, 2003 in which to oppose application Serial No. 78-161,098 for the trademark "TEF-FLEX" filed on September 5, 2002 and published in the Official Gazette of July 29, 2003, based on our registered trademark TEFLON®, Reg. Nos. 418698, dated August 1, 1946, and used in commerce since October 9, 1944.

This request is not sought for purposes of delay, but rather is sought for the purpose of enabling Applicant to consider the matter with its attorney, and to evaluate whether DUPONT will be damaged by the registration of Applicant's mark on principal Register if trademark selected for Applicant is derived from the senior prior mark TEFLON® to imply that the non-metallic gaskets for use in pipes are flexible and made out of DuPont's TEFLON® resin.

Potential Opposer has been using the mark in commerce since 1944 for resins for the manufacture of molding compounds, plastic articles, plastic sheets, films, cable insulation, pipes, gaskets, electrical insulation, etc., which current goods are contained in the goods

08/25/2003 10:32 AM

TTAB



Giselle Ruiz - Arthur
DuPont - Legal Department
Senior Trademark Counsel
1007 Market Street, D4062-1
Wilmington, DE 19898 U.S.A.
Telephone: 302-774-4186
Facsimile: 302-773-0461

03 SEP 10 11:32 AM '03

August 25, 2003

VIA FIRST CLASS MAIL

Trademark Trial and Appeal Board
Examining Trademark Attorney
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513



08-27-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #11

Re: Extension of Time to Oppose
Our trademark: TEFLON®, Class 17.

Dear Sirs:

We are enclosing a First Extension of time to Oppose per Title 37 C.F.R. Rule 2.102 (a) of the Trademark Rules of Practice against Serial No. 78/161,098, TEF-FLEX, International Class 17.

Opposer authorizes the U.S. PTO to charge any fees incurred with the submissions of the Response to Deposit Account No. 04-1926 of E.I. du Pont de Nemours and Company.

Very truly yours,

E.I. du Pont de Nemours and Company,

Giselle Ruiz-Arthur
Senior Trademark Counsel

Certificate of Mailing under 37 C.F.R. § 1.8 (a)

I hereby Certify that this correspondence is being deposited on August 25, 2003 with the United States Postal Services as first class mail in an envelope properly addressed to ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 Crystal Drive, Arlington, VA 22202-3513.

August 25, 2003
Date of Certificate

Melissa McCullin

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