

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the matter of Application Serial No. 78/191,677; TM: JET;
Published in the Official Gazette of September 9, 2003 at TM 275

SMITH & NEPHEW, INC.,)
)
Potential Opposer,)
)
v.)
)
JOMED GMBH,)
)
Applicant.)

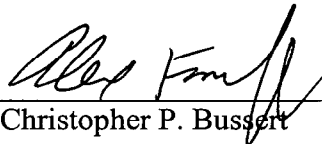
**THIRD REQUEST FOR EXTENSION OF TIME
FOR FILING NOTICE OF OPPOSITION (ON CONSENT)**

Smith & Nephew, Inc., Potential Opposer, respectfully requests that the time for filing an opposition to the above-identified application be extended for a period of thirty (30) days, to and including March 7, 2004, in accordance with Section 13 of the Trademark Act of 1946 and Rule 2.102 of the Trademark Rules of Practice.

Potential Opposer has contacted Abbott Laboratories, the current owner of this application, to discuss a settlement of this matter and was informed that Applicant will be abandoning its application. Pending the abandonment of this application, Potential Opposer requests that its time for filing the Notice of Opposition be extended. Abbott Laboratories' in-house counsel, Frances M. Jagla, has consented to this extension request, and a copy of this Third Request for Extension of Time for Filing Notice of Opposition (On Consent) is being mailed to her. This request is being filed in triplicate.

Date: February 5, 2004

Respectfully submitted,



Christopher P. Bussert
Alex S. Fonoroff
KILPATRICK STOCKTON LLP
Suite 2800
1100 Peachtree Street
Atlanta, Georgia 30309-4530
Telephone: (404) 815-6500
Facsimile: (404) 815-6555

Attorneys for Potential Opposer
Smith & Nephew, Inc.

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing THIRD REQUEST FOR EXTENSION OF TIME FOR FILING NOTICE OF OPPOSITION (ON CONSENT) was served on Applicant by depositing a copy with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to:

Frances M. Jagla, Esq.
Abbott Laboratories (Legal Department)
100 Abbott Park Road
Dept. 32RA
North Chicago, Illinois 60064

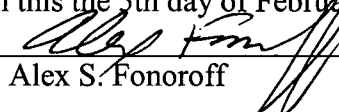
This the 5th day of February 2004.



Alex S. Fonoroff

CERTIFICATE OF MAILING

This is to certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514 on this the 5th day of February 2004.



Alex S. Fonoroff

TTAB

**KILPATRICK
STOCKTON LLP**
Attorneys at Law

Suite 2800 1100 Peachtree St.
Atlanta GA 30309-4530
t 404 815 6500 f 404 815 6555
www.KilpatrickStockton.com

ALEX S. FONOROFF
direct dial 404 815 6436
direct fax 404 541 3202
AFonoroff@KilpatrickStockton.com

February 5, 2004

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514



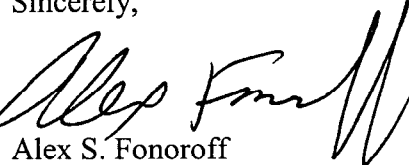
02-09-2004
U.S. Patent & TMCf/TM Mail Rcpt Dt. #66

Re: Potential Opposer: Smith & Nephew, Inc.
Applicant: Jomed GmbH
Mark: JET
Serial No.: 78/191,677
Our Ref.: 10557.293169

Ladies/Gentlemen:

Enclosed please find an original and two copies of a *Third Request for Extension of Time for Filing Notice of Opposition (On Consent)* to be filed in connection with the above-referenced matter. Please acknowledge receipt of the enclosures by initialing and dating the enclosed postcard and returning it to me.

Thank you for your assistance.

Sincerely,

Alex S. Fonoroff

ASF/mcb
Enclosures

cc: Frances M. Jagla, Esq. (w/enc.)
William B. Clemmons, Jr., Esq. (w/enc.)
Christopher P. Bussert, Esq. (w/o enc.)

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