

CERTIFICATE OF MAILING

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:
Assistant Commissioner For Trademarks,
BOX TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3514 on this 15th day of March, 2004.

Mary Curtin
(Typed or Printed Name)

Mary Curtin
Signature

03-03-2004

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

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

In Re Trademark Application of : Delaware Capital Formation, Incorporated.
Serial No. : 78/211,199
Filed : February 05, 2003
Mark : AUTOSCAN
Published : January 6, 2004
International Classes : 009
Attorney Docket : 19325/04053

**REQUEST FOR SECOND EXTENSION OF TIME
TO FILE OPPOSITION PURSUANT TO 37 C.F.R. §2.102**

Assistant Commissioner For Trademarks
BOX TTAB NO FEE.
2900 Crystal Drive
Arlington, VA 22202-3514

Dear Assistant Commissioner:

At this time, the Actron Manufacturing Company, an Ohio corporation with a place of business at 15825 Industrial Parkway, Cleveland, OH 44135 (the "Potential Opposer"), believes that it would be damaged by the registration of the above-identified mark. The Potential Opposer filed a Request for Extension of Time on February 3, 2004 requesting an initial

extension of time of thirty days, up to and including Saturday, March 6, 2004. The Potential Opposer now requests a second extension of time of sixty days, up to and including Thursday, May 6, 2004 to file a Notice of Opposition in the above-identified matter. The Potential Opposer submits that good cause exists for a second extension of time because the additional time is necessary to provide the Potential Opposer the opportunity to complete its investigation into this matter, evaluate the evidence, and prepare a Notice of Opposition. In addition, the parties are currently engaged in settlement negotiations and have exchanged a draft regarding consent for the mark to coexist with one of Actron's marks.

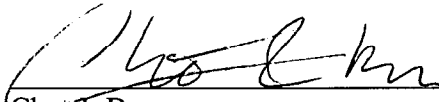
This is Potential Opposer's second request for an extension of time with respect to the above-identified application and will not result in an extension of time for filing an opposition aggregating more than 120 days from the date of publication. Furthermore, this request is not submitted for the purpose of mere delay.

This request is submitted in triplicate in accordance with 37 C.F.R. §2.102(d).

Respectfully submitted,

Date: _____

3/01/04



Chet J. Bonner

CALFEE, HALTER & GRISWOLD LLP

800 Superior Avenue

Suite 1400

Cleveland, Ohio 44114-2688

(216) 622-8891

Counsel for Potential Opposer

ttab



CALFEE, HALTER & GRISWOLD LLP
ATTORNEYS AT LAW
Cleveland

Direct Dial No. 216/622-8891
email: cbonner@calfee.com

03-03-2004

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

March 1, 2004

Assistant Commissioner for Trademarks
BOX TTAB NO FEE
2900 Crystal Drive
Arlington, VA 22202-3514

Re: Trademark Application of Delaware Capital Formation, Inc.
Mark: **AUTOSCAN**
Serial No.: 78/211,199
Filing Date: February 5, 2003
Published: January 6, 2004
International Class: 009
Our Ref. No.: 19325/04053

Dear Sir or Madam:

Enclosed please find the following documents:

- 1) Request for Extension of Time to File Opposition Pursuant to 37 C.F.R. §2.102
- 2) Return receipt postcard.

We do not believe there to be any charges in relation to this filing, however if this is not the case, please charge any required fees to our Deposit Account No. 03-0172.

Very truly yours,

Chet J. Bonner

Enclosures

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner For Trademarks, BOX TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3514 on this 1st day of March, 2004.

Mary Curtin
(Printed or Typed Name)

Signed: Mary Curtin

1400 McDonald Investment Center 800 Superior Avenue Cleveland, Ohio 44114-2688 216/622-8200 Fax 216/241-0816

1100 Fifth Third Center 21 East State Street Columbus, Ohio 43215-4243 614/621-1500 Fax 614/621-0010

www.calfee.com