

ESTTA Tracking number: **ESTTA12025**

Filing date: **07/20/2004**

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

Applicant: **Verilux, Inc.**
Application Serial Number: **78250926**
Application Filing Date: **05/16/2003**
Mark: **SUNSHINE LAMP**
Date of Publication **06/22/2004**

First 90 Day Request for Extension of Time to Oppose for Good Cause

Pursuant to 37 C.F.R. Section 2.102, E. Mishan & Sons, Inc., 230 Fifth Avenue, New York, NY 10001, UNITED STATES, a corporation organized under the laws of New York, respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown .

Potential opposer believes that good causes are established for this request by:

- The potential opposer needs additional time to investigate the claim
- The potential opposer needs additional time to confer with counsel
- *Potential opposer needs additional time to investigate possible grounds for an opposition and to confer with counsel on same. An investigation may involve receiving and reviewing information from third-parties which are not under potential opposer's control. Thus, additional time is needed in the event of any delays out of potential opposer's control. In the event the Board does not find good cause exists, Potential opposer respectfully seeks a thirty day extension of time, per TBMP 207.02*

The time within which to file a notice of opposition is set to expire on 07/22/2004. E. Mishan & Sons, Inc. respectfully requests that the time period within which to file an opposition be extended until 10/20/2004.

Respectfully submitted,

//J137-947JZ//

07/20/2004

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