

ESTTA Tracking number: **ESTTA32099**

Filing date: **05/04/2005**

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

Applicant: **Nutri/System IPHC, Inc.**  
Application Serial Number: **78290561**  
Application Filing Date: **08/21/2003**  
Mark: **SURE START**  
Date of Publication **01/04/2005**

**60 Day Request for Extension of Time to Oppose Upon Consent**

Pursuant to 37 C.F.R. Section 2.102, David Herdman, Kellogg North America Company, One Kellogg Square, Battle Creek, MI49016, UNITED STATES respectfully requests that he/she/it be granted an additional 60-day extension of time to file a notice of opposition against the above-identified mark with applicant's consent.

The party filing this request is related to the party filing the previous request as follows:  
Same company.

The time within which to file a notice of opposition is set to expire on 05/04/2005. David Herdman, Kellogg North America Company respectfully requests that the time period within which to file an opposition be extended until 07/03/2005.

Respectfully submitted,  
/David Herdman/  
05/04/2005

**David A. Herdman**  
**Corporate Counsel**  
**Kellogg North America Company**  
**One Kellogg Square**  
**Battle Creek, MI49016**  
**UNITED STATES**  
**david.herdman@kellogg.com**  
**269-961-2170**

