

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: November 26, 2004

Applicant: Nowzaradan, Jonathan L
Serial No.: 78310383
Filed: 10/07/2003
Mark: MEGALOMEDIA

STANLEY D. CHESS
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Lalita Greer, Legal Assistant

On October 27, 2004 (with a certificate of mailing dated October 15, 2004), potential opposer herein, filed a notice of opposition against the mark shown in the above-identified application.

A review of the record in this case reveals that on July 9, 2004, potential opposer was granted an extension of time until October 13, 2004, in which to file an opposition, pursuant to a request filed July 6, 2004.

Since the notice of opposition was filed on October 15, 2004, 2 days outside the previously extended period, the notice of opposition is untimely and must be denied. See: Section 13 of the Act of 1946 and Trademark Rule 2.101(c).

The matter will be referred to the Finance Branch of the Office for consideration of the refund of the opposition fee. The opposition papers will be returned under separate cover.