

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

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**In re Trademark Application of** :  
:   
**SMITHKLINE BEECHAM CORPORATION** :  
:   
**Serial No. 78-421,527** :  
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**Filed: May 18, 2004** :  
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**Mark: ALLI** :  
:   
**Published in the Official Gazette** :  
**on March 29, 2005 Page TM 163** :  
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**AGREED PETITION FOR EXTENSION OF TIME TO OPPOSE**

**To the Commissioner of Trademarks:**

On behalf of Aldi Inc., a corporation organized and existing under the laws of the State of Illinois, located at 1200 North Kirk Road, Batavia, Illinois 60510-1477, we hereby request a twenty-one (21) day extension of time up to and including November 3, 2005 in which to file a Notice of Opposition against the above-identified trademark application.

Potential Opposer Aldi Inc. and Applicant, SmithKline Beecham Corporation, through their respective attorneys stipulated that the date currently set for filing an Opposition should be extended to November 3, 2005

Opposer and Applicant are in the process of executing a Consent Agreement.

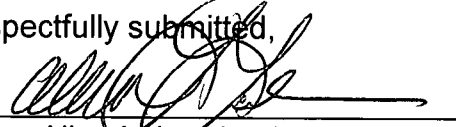
In any event, potential Opposer, Aldi Inc. believes good cause has been shown in this petition.



10-14-2005

Pursuant to Rule 2.102(d), this Petition is submitted in triplicate.

Respectfully submitted,

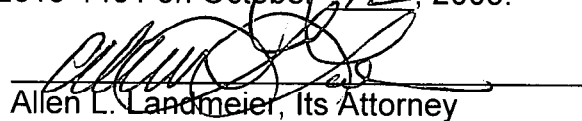


Allen L. Landmeier  
Attorney for Aldi Inc.

Dated: October 12, 2005

### 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: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451 on October 12, 2005.

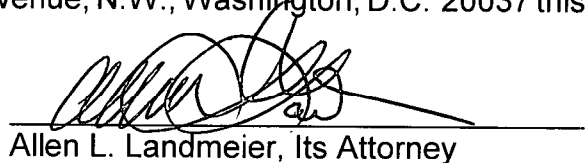


Allen L. Landmeier, Its Attorney

October 12, 2005  
Date of Signature

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Petition for Extension of Time to Oppose was served by first class mail, postage prepaid, addressed to Ms. Leigh Ann Lindquist, Sughrue Maion, P.L.L.C., 2100 Pennsylvania Avenue, N.W., Washington, D.C. 20037 this 12<sup>th</sup> day of October, 2005.



Allen L. Landmeier, Its Attorney

October 12, 2005  
Date of Signature

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