

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

Mailed: April 19, 2005

Applicant: Build-A-Bear Retail Management, Inc.
Serial No.: 78433579
Filed: 06/10/2004
Mark: STUFF FOR STUFF

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On March 25, 2005 (with a certificate of mailing dated March 23, 2005), 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 December 23, 2005, potential opposer was granted an extension of time until January 22, 2005, in which to file an opposition, pursuant to a request filed December 23, 2005.

Since the notice of opposition was filed on March 25, 2005, 87 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.