

ESTTA Tracking number: **ESTTA138830**

Filing date: **05/04/2007**

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

Applicant:	Cardiocom, LLC
Application Serial Number:	78800081
Application Filing Date:	01/26/2006
Mark:	GLUCOCOM
Date of Publication	03/06/2007

60 Day Request for Extension of Time to Oppose for Good Cause

Pursuant to 37 C.F.R. Section 2.102, Diabetech, LP, 2109 Main Street, Dallas, TX 75201, 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 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
- The potential opposer needs additional time to seek counsel to represent it in this matter
- *The grounds for opposition are as follows: GLUCOCOM is applying for a trademark in the same classifications as GLUCOMON: GLUCOCOM: IC 010. US 026 039 044. G & S: Glucose meters; glucose meters and ancillary diabetic supplies, namely medical test kits for diabetes monitoring Whereas GLUCOMON is already a registered trademark in IC 010. US 026 039 044. G & S: Devices for use in diabetes management, namely, devices for reading and transmitting measured diabetic testing data. FIRST USE: 20030703. FIRST USE IN COMMERCE: 20030730 In addition, the GLUCOCOM application also seeks to register a trademark in additional classes (IC 005. US 006 018 044 046 051 052. G & S: Ancillary diabetic supplies, namely, Medical diagnostic strips for use in the field of monitoring blood glucose also IC 044. US 100 101. G & S: Interactive medical remote monitoring of glucose meters) that also confuse the market since the goods and services are so tightly coupled. It is not reasonable to believe that the market for GLUCOMON and GLUCOCOM products and services based on these products will be sufficiently distinct and the market sufficiently knowledgeable as to understand the difference.*

The time within which to file a notice of opposition is set to expire on 05/05/2007. Diabetech, LP respectfully requests that the time period within which to file an opposition be extended until 07/04/2007.

Respectfully submitted,

/klm/

05/04/2007

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