

ESTTA Tracking number: **ESTTA151048**

Filing date: **07/13/2007**

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

| | |
|----------------------------|-----------------------------------|
| Applicant: | Exceptional Innovation LLC |
| Application Serial Number: | 78864700 |
| Application Filing Date: | 04/19/2006 |
| Mark: | LIFE WARE |
| Date of Publication | 06/19/2007 |

First 90 Day Request for Extension of Time to Oppose for Good Cause

Pursuant to 37 C.F.R. Section 2.102, Lite Touch, Inc., 3400 South West Temple, Salt Lake City, UT 84115, UNITED STATES, a corporation organized under the laws of Utah, respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown.

Potential opposer believes that good cause is established for this request by:

- *Applicant and potential Opposer are involved in civil litigation involving the mark of this application and are currently involved in settlement negotiations in the litigation which will resolve the issues to be raised in an opposition proceeding. Both Applicant and potential Opposer have given consent to this extension.*

The time within which to file a notice of opposition is set to expire on 07/19/2007. Lite Touch, Inc. respectfully requests that the time period within which to file an opposition be extended until 10/17/2007.

Respectfully submitted,
/robertmallinckrodt/
07/13/2007

Robert R. Mallinckrodt

Thorpe North & Western, LLP

P.O. Box 1219

Sandy, UT 84091

UNITED STATES

jackson@tnw.com, docket@tnw.com

801-566-6633