

ESTTA Tracking number: **ESTTA458989**

Filing date: **02/28/2012**

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

Applicant:	<b>Barry Callebaut AG</b>
Application Serial Number:	<b>79095581</b>
Application Filing Date:	<b>03/10/2011</b>
Mark:	<b>TERRA CACAO</b>
Date of Publication	<b>01/31/2012</b>

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

Pursuant to 37 C.F.R. Section 2.102, Dana Alexander, Inc., 58 South Service Road, Suite 250, Melville, NY 11747, UNITED STATES, a corporation organized under the laws of New York, 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:

- The potential opposer needs additional time to investigate the claim

The time within which to file a notice of opposition is set to expire on 03/01/2012. Dana Alexander, Inc. respectfully requests that the time period within which to file an opposition be extended until 05/30/2012.

Respectfully submitted,

/robertwsmith/

02/28/2012

**ROBERT W. SMITH**

**McCarter & English, LLP**

**Four Gateway Center, 100 Mulberry Street**

**Newark, NJ 11747**

**UNITED STATES**

**rsmith@mccarter.com, kgarrone@mccarter.com, dpopovic@mccarter.com**

**973-622-4444**