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Filing date: **01/15/2013**

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

Applicant:	<b>Menaged, R. Christine</b>
Application Serial Number:	<b>85412718</b>
Application Filing Date:	<b>09/01/2011</b>
Mark:	<b>NUTRAGYM</b>
Date of Publication	<b>01/15/2013</b>

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

Pursuant to 37 C.F.R. Section 2.102, KELLOGG NORTH AMERICA COMPANY, ONE KELLOGG SQUARE, PO BOX 3499, BATTLE CREEK, MI 49016-3599, UNITED STATES, a corporation organized under the laws of DELAWARE , 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 02/14/2013. KELLOGG NORTH AMERICA COMPANY respectfully requests that the time period within which to file an opposition be extended until 05/15/2013.

Respectfully submitted,  
/DAVID A HERDMAN/  
01/15/2013

**DAVID A HERDMAN**

**ASSISTANT SECRETARY/CORPORATE COUNSEL**

**KELLOGG NORTH AMERICA COMPANY**

**ONE KELLOGG SQUARE, PO BOX 3499**

**BATTLE CREEK, MI 49016-3599**

**UNITED STATES**

**trademarks@kellogg.com**

**269-961-2170**