UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

June 28, 2022

In re Impressions of Beauty, LLC

Ex Parte Appeal No. 90269272

Kelly Young, Paralegal Specialist:

On June 23, 2022, Appellant filed a first request for an extension of 90 days to file its appeal brief. In its request, Appellant argues that there is good cause for an extension because additional time is needed to continue discussions with the cited 2(d) registrant regarding a possible Consent Agreement or other resolution.

Section 1203.02(d) of the Trademark Trial and Appeal Board Manual of Procedure ("TBMP") provides the following explanation about good cause and requests for extensions of time:

> The determination of good cause will be based upon all relevant circumstances, including the length of time of any previously granted extensions and the reason(s) for the requested extension(s). Thus, a reason such as the press of other business, which may be sufficient to show good cause for a first extension of thirty days, may not be sufficient for a second extension of time. Depending on the totality of the circumstances, good cause has been found when there has been an appointment of a new attorney, illness, the need to get instructions from a foreign applicant, and attempting to negotiate a consent agreement.

Insofar as Appellant has demonstrated good cause for a first extension, Appellant's request is approved and Appellant is allowed until September 26, 2022 to file its appeal brief.[1] *See* TBMP § 1203.02(d).

[1] Pursuant to Trademark Rule 2.6(a)(18)(iii), 37 C.F.R. § 2.6(a)(18)(iii), no fee is required for filing a first request for an extension of time to file an appeal brief. Appellant is advised that a fee is required for filing a second or subsequent request for an extension of time to file an appeal brief. Trademark Rule 2.6(a)(18)(v), 37 C.F.R. § 2.6(a)(18)(v).