

ESTTA Tracking number: **ESTTA1302811**

Filing date: **08/10/2023**

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

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|------------------------------|--|
| Ex Parte Appeal - Serial No. | 90324739 |
| Appellant | Universal Display Corporation |
| Applied for mark | PLASMON PHOLED |
| Correspondence address | STANLEY D FERENCE III FERENCE & ASSOCIATES LLC 409 BROAD STREET PITTSBURGH, PA 15143 UNITED STATES Primary email: uspto@ferencelaw.com Secondary email(s): jgoldschmidt@ferencelaw.com 412-741-8400 |
| Submission | To file a main brief - second or subsequent request |
| Attachments | Emergency Request for EOT to File Appeal Brief PLASMON PHOLED.pdf(75268 bytes) |
| Filer's name | Stanley D. Ference III |
| Filer's email | uspto@ferencelaw.com, bmalkin@ferencelaw.com |
| Signature | /Stanley D. Ference III/ |
| Date | 08/10/2023 |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board

Applicant: Universal Display Corporation

Serial No.: 90/324,739

Appeal Filed: July 21, 2022

Filed: November 17, 2020

Mark: **PLASMON PHOLED**

August 10, 2023

**ADDITIONAL REQUEST FOR ONE-MONTH EXTENSION OF TIME
FOR FILING APPEAL BRIEF PURSUANT TO TBMP 1203.02(d)**

I hereby certify that this correspondence and any documents referred to as enclosed therewith are being transmitted to the Commissioner by ESTTA on August 10, 2023.

/Stanley D. Ference III/
Stanley D. Ference III
Reg. No. 33,879

August 10, 2023
Date of Signature

Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

Commissioner:

Applicant hereby requests the Commissioner, pursuant to TBMP § 1203.02(d), to extend the time for filing an appeal brief in this action for one (1) month, up to and including September 10, 2023.

As the Board knows, undersigned counsel has been involved in a lengthy and complex emergency trademark infringement hearing in the Southern District of Florida. While that hearing is almost completed, undersigned counsel now has a new unavoidable

emergency. Undersigned counsel's father-in-law was taken to the intensive care unit over the weekend with a stroke and a life threatening brain condition. Undersigned counsel's time has been unexpectedly and emergently absorbed by his family obligations, with he and his wife having traveled away from the office and home to stay with his father-in-law in the hospital. Regrettably, undersigned counsel's plans to work with Applicant to meet the requirements of either an allowance or filing a brief have been completely undermined and proved impossible to carry out.

Accordingly, Applicant feels that the reasons stated above demonstrate extraordinary circumstances to receive an extension of time to file an appeal brief, as suggested by TBMP § 1203.02(d).

This is the seventh request for an extension of time to file a brief in this appeal. Furthermore, this request is being filed before the expiration of the time for filing the appeal brief.

Respectfully submitted,

/Stanley D. Ference III/

Stanley D. Ference III
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