

ESTTA Tracking number: **ESTTA1315032**Filing date: **10/10/2023**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Ex Parte Appeal - Serial No.	90357339
Appellant	Universal Display Corporation
Applied for mark	PLASMONOLED
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	2812 Third Emergency Request for EOT to File Appeal Brief PLASMONOLED .pdf(74838 bytes)
Filer's name	Stanley D. Ference III
Filer's email	bmalkin@ferencelaw.com, uspto@ferencelaw.com
Signature	/Stanley D. Ference III/
Date	10/10/2023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Universal Display Corporation

Serial No.: 90/357,339

Appeal Filed: July 21, 2022

Filed: December 3, 2020

Mark: **PLASMONOLED**

October 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 October 10, 2023.

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

October 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 November 10, 2023.

As the Board is aware, undersigned counsel has suffered a serious of unfortunate personal and sad events that have interfered with meeting the deadlines set by the Board. Most recently, undersigned counsel returned to work as planned but was immediately required to attend an in-person mandatory mediation in the state of Florida for the ongoing

complex litigation in the federal trademark infringement case *La Potencia, et al v. Chandler, et al.*, S.D. Fl Civil Action No. 22-cv-80417, in the Southern District of Florida. Since undersigned counsel's offices are in Pittsburgh, Pennsylvania, the travel and attendance of the mediation in Florida further disrupted and impeded plans to work with Applicant on an appropriate response for the pending appeal. Indeed, though undersigned counsel worked diligently to connect with the Applicant's legal representative, the legal representative has not been available. Undersigned counsel is ethically obligated to protect the Applicant's interests and to request an additional extension from the Board, and therefore requests the same.

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 tenth 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
Registration No. 33,879

FERENCE & ASSOCIATES
409 Broad Street
Pittsburgh, Pennsylvania 15143
(412) 741-8400 - Telephone
(412) 741-9292 - Facsimile

uspto@ferencelaw.com
Attorneys for Applicant