

CUMMINGS & LOCKWOOD LLC

Four Stamford Plaza
107 Elm Street
Stamford, CT 06902
203.327.1700 Phone
203.351.4535 Fax
www.cl-law.com

Team
C

OPP
115,231

TRANSMIT THE ATTACHED TO

Date: December 3, 2002

Name: Karl Kochersperger, Paralegal
Company: Trademark Trial and Appeal Board
Fax: 703.308.9092
Confirming No: 703.308.9330 x158

Name:
Company:
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Confirming No:

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FAX COVER SHEET INFORMATION

From: Christina London
Phone: 203.351.4349
Email: clondo@cl-law.com
Personal Fax: 203.708.3823

Client No.: 695326.0050
Infortext: 3302
Pages including cover sheet: 6
Confirming No.: 203.351.4372

COMMENTS

**Re: Opposition No. 115,231
ROYAL SUN**

Dear Karl:

Attached is a copy of the Fifth Consented to Motion to Reset the Close of Discovery and Trial Dates as received by the U.S. PTO on September 27, 2002. Thank you for your assistance on this matter.

Sincerely,
Christina London

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

"EXPRESS MAIL" MAILING LABEL NUMBER	
EL872983172US	
DATE OF DEPOSIT	<u>9/27/02</u>
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: BOX TTAB - NO FEE, COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE ARLINGTON, VA 22202-3513	
Christina London	
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)	
(SIGNATURE OF PERSON MAILING PAPER OR FEE)	

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

In the matter of: Serial No. 75/340,833
Date of Filing: August 14, 1997
Mark: ROYAL SUN
Date of Publication: September 8, 1998

Sun Life Assurance Company of)
Canada (U.S.) and Sun Life Assurance)
Company of Canada,)
Joint Opposers,)
v.)
Royal & SunAlliance USA Inc.,)
Applicant.)

Opposition No. 115,231
Serial No. 75/340,833

BOX TTAB / NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

**FIFTH CONSENTED TO MOTION TO RESET THE CLOSE OF DISCOVERY
AND TRIAL DATES**

The parties hereby request a sixty (60)-day extension of the deadline to complete discovery and to correspondingly reset the trial dates. The current deadline to complete

discovery is September 29, 2002, and therefore the extended deadline will be November 28, 2002. Accordingly, the discovery and testimony dates will be reset as follows:

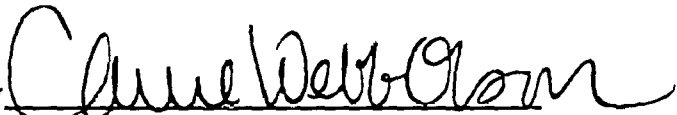
THE PERIOD FOR DISCOVERY TO CLOSE:	November 28, 2002
30-day testimony period for party in position of plaintiff to close:	February 26, 2003
30-day testimony period for party in position of defendant to close:	April 27, 2003
15-day rebuttal testimony period for plaintiff to close:	May 12, 2003

The undersigned has discussed this extension by telephone with counsel for the Opposer, Bingham B. Leverich, Esq., and Mr. Leverich has consented to this request.

This request is made in good faith and not for purposes of delay, and is filed in triplicate (original plus two copies) as required by 37 C.F.R. § 2.102(d).

Respectfully submitted,

September 27, 2002

By 
Mark D. Giarratana
Carrie Webb Olson
Cummings & Lockwood
Attorneys for the Applicant

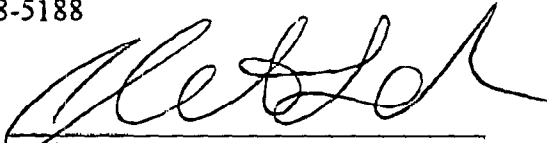
PTO correspondence address:

Cummings & Lockwood
Granite Square
700 State Street
P.O. Box 1960
New Haven, CT 06509-1960
Phone: (203) 351-4176
Fax: (203) 708-3835

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing FIFTH CONSENTED TO MOTION TO RESET THE CLOSE OF DISCOVERY AND TRIAL DATES was sent via facsimile and first class mail, postage pre-paid on this 27th day of September, 2002 to:

Bingham B. Leverich
Kristina Rosette
Covington & Burling
1201 Pennsylvania Avenue, N.W.
P.O. Box 7566
Washington, D.C. 20044
Fax: 202-778-5188


Christina London

.stmLib1:975360.1 09/27/02

CUMMINGS & LOCKWOOD LLC

September 27, 2002

BOX TTAB / NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

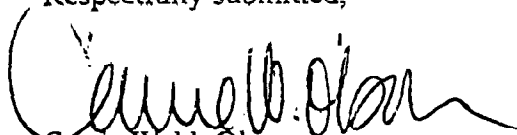
Re: **Opposition Nos. 115,124 and 115,231**
ROYAL & SUNALLIANCE and Design
ROYAL SUN
Our Refs.: 695326.0050/0051

Dear Madam:

Enclosed for filing is the Fifth Consented to Motion to Reset the Close of Discovery and Trial Dates for Opposition Nos. 115,124 and 115,231, respectively.

Kindly indicate your receipt of these documents by applying your date stamp to the enclosed postage-prepaid postcards and drop them in the mail to us.

Respectfully submitted,



Carrie Webb Olson

CWO:cl
Enclosures

cc: Royal & SunAlliance USA Inc.
Mark D. Giarratana, Esq.
Bingham B. Leverich, Esq.

.stmLib1:975366.1 09/27/02

Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513 **TRADEMARK**

Sir: Kindly acknowledge receipt of the following papers by stamping and returning this card.

Applicant/Registrant: Royal & SunAlliance USA Inc.

Mark: ROYAL SUN

Serial/Registration No.: 75/340,833 Filing/Reg. Date: 8/14/97 NOA Date: _____ and Design

ITU/Use Application with Drawing of Mark

Specimens/Facsimiles

Transmittal Letter

Filing Fee in the amount of \$ _____
U.S. Patent & TMO/TM Mail Recd. Dt. 09/27/2002 ; late fee) n

09-27-2002

Office Action
ment of Use
file Statement

Renewal Application with Section 8 Declaration

Certificate of [Express] Mailing EL872983172US

Assignment*

Recordation Form Cover Sheet*

Declaration in Support of Electronically Filed Application

~~Fifth Consented To Motion To~~

~~Reset The Close of Discovery and Trial Dates~~

Attorney: Carrie Webb Olson

Date: 9/27/02

Our Reference: 695326.0050

*Mail to: Commissioner of Patents & Trademarks
Washington, D.C. 20231

- Petition for Reinstatement
- Status Inquiry
- Revocation of and Substitute Appointment of Attorney
- Associate Power of Attorney
- Section 8 Declaration Section 15 Declaration
- Sections 8 and 15 Declaration