



A Division of Duhamel & Dewar Inc.  
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04-29-2002

U.S. Patent & TMO/TM Mail RcptDt. #70

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

Duhamel & Dewar Inc.,

Applicant

v.

St. Croix of Park Falls, Ltd.,

Opposer.

Legend

Serial No. 76/260,687

Opposition No. 91150588

**MOTION TO SUSPEND OPPOSITION PROCEEDING**

Attention: Afendi Ziad  
Supervisor

Mr. Supervisor:

Our company would like to thank you for taking the time to discuss our trademark issue via telephone and for showing an interest in our problem. Our company, Duhamel & Dewar Inc., has spent many hours and a great deal of money acquiring legal assistance regarding the trademark we currently use for our boats in Canada and would like use in a similar fashion in the United States of America. Our main goal is to distribute and sell "Legend" boats in the United States, which will help stimulate the North American economy while allowing our company to grow. It is our understanding that those opposing our trademark registration are filing for a default judgment of this matter due to a non-reply by the set due date. There is a variety of reasons that lead to our delayed reply. Due to the fact that the company's CEO was preoccupied

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with a terminally ill family member, our company had requested that a 60-day extension be granted, while we tried to resolve the trademark issue. The Trademark Office indicated via telephone, that under these circumstances, a 60-day extension would not be a problem and that a written statement would be sent to us within three weeks. Although we received a written statement in the mail, the extension was merely for thirty days, and not the pre-discussed sixty-day time period. Considering the unforeseen shortened extension, as well as the period of time taken to receive the written statement, it was nearly impossible to meet the desired deadline. We are at the mercy of the trademarks office, and do not wish to rescind with respect to this trademark matter. We have included two "Legend" brochures to give you an evaluation of how the "Legend" name is used in Canada and how we would like to use the name in the United States.

Please note that due to extensive legal-related expenses, we have decided to further pursue this trademark issue without the aid of an attorney. We are requesting that a ninety-day extension be granted as this would provide us with sufficient time to be in contact with the necessary people in order to try to reach a settlement. If the Opposer is not in agreement with this extension we would like to proceed with a hearing immediately.

I thank you for your consideration and I am looking forward to your speedy reply. You may call me toll free at Duhamel and Dewar Inc., 1-800-461-4050 in order to discuss any issues with respect to proceeding with this very important application.

Sincerely

Vic Duhamel

C.E.O

Duhamel & Dewar Inc.

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