

TTAB

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



02-04-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #26

DURO-LAST, INC. )  
Opposer, )  
v. )  
DURACASE, LLC )  
Applicant. )

Opposition No: 91153736  
MARK: DURASHEET  
Application Serial  
No. 76/369,176

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

February 4, 2003

**REQUEST FOR EXTENSION OF TIME TO RESPOND TO APPLICANT'S  
FIRST SET OF INTERROGATORIES, NOS. 1-28, APPLICANT'S FIRST  
SET OF REQUESTS FOR ADMISSIONS NOS. 1-8 AND APPLICANT'S  
FIRST SET OF REQUESTS FOR PRODUCTION 1-11**

Opposer, DURO-LAST, INC., requests an extension of time of 60 days to expire April 16, 2003, in which to respond to Applicant's above identified discovery papers.

The extension of time is necessary for purposes of pursuing settlement of the matter which is under discussion. Applicant's counsel has agreed to the extension in a telephone call February 4, 2003.

Respectfully submitted,

Duro-Last, Inc.

By its attorneys,

Reising, Ethington, Barnes,  
Kisselle, Learman & McCulloch,  
P.C.

February 4, 2003

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CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this paper is being deposited with the United States Postal Service under 37 CFR 1.10 on February 4, 2003 EXPRESS MAIL LABEL NO. EL670076311US addressed to the Commissioner For Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513

Carole L. Williams

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the REQUEST FOR EXTENSION OF TIME TO RESPOND TO APPLICANT'S FIRST SET OF INTERROGATORIES, NOS. 1-28, APPLICANT'S FIRST SET OF REQUESTS FOR ADMISSIONS NOS. 1-8 AND APPLICANT'S FIRST SET OF REQUESTS FOR PRODUCTION 1-11 was served on opposing counsel by depositing such copy in the United States Postal Service by first class, postage prepaid mail addressed to:

J. Bennett Mullinax, Esq.  
Dority & Manning  
55 Beattie Place  
Suite 1600  
Greenville, South Carolina 29601

this 4th day of February, 2003.

  
Carole L. Williams