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

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TWIN LABORATORIES INC.,

Opposition No. 91155955

Opposer,
v.

STIPULATION EXTENDING TIME
TO RESPOND TO APPLICANT'S
MOTION FOR JUDGMENT FOR
OPPOSER'S FAILURE TO PROVE
CASE

BREAKTHROUGH ENGINEERED
NUTRITION, INC.

Applicant.

"Express Mail" Mailing Label No.: EV 323166987 US
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By 
Jo-Ann Cupito

Subject to the approval of this honorable Board, the parties request a one month extension of time until **June 30, 2004** for Opposer to Respond to Applicant's Motion For Judgment For Opposer's Failure To Prove Case. The purpose of this request is to allow the parties time to further negotiate a draft settlement agreement already in place, which would obviate the need for litigation.

This request for an extension was agreed to in a telephone conversation with counsel for Applicant on May 25, 2004.

Respectfully submitted,

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05-25-2004
U.S. Patent & TMO/c/TM Mail Root Dt. #22

Dated: May 25, 2004
New York, NY

By: 
Chester Rothstein

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that on the date indicated below, a true and correct copy of the foregoing STIPULATION EXTENDING TIME TO RESPOND TO APPLICANT'S MOTION FOR JUDGMENT FOR OPPOSER'S FAILURE TO PROVE CASE was served by First Class Mail, postage prepaid, upon attorneys for Applicant, as follows:

J. Todd Timmerman, Esq.
Shumaker, Loop & Kendrick, LLP
Bank of America Plaza Suite 2800
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Chester Rothstein

Dated: May 25, 2004
New York, NY