

TTAB

ATTORNEY DOCKET NO: TBEAR-101M
MARK: GECKO

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

BOX TTAB - FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

on September 9, 2005



(Signature)

Kimberly Carlsen

(Typed name of person signing certificate)

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

1. NOTICE OF OPPOSITION with Exhibits 1-16, (in triplicate);
2. Check for \$300 for Filing Fee;
3. Transmittal (in triplicate);
4. Certificate of Mailing; and
5. Return Postcard



09-12-2005

LAW OFFICES
Stetina Brunda Garred & Brucker
A PROFESSIONAL CORPORATION
PATENT, TRADEMARK, COPYRIGHT AND UNFAIR COMPETITION CAUSES
75 ENTERPRISE, SUITE 250
ALISO VIEJO, CALIFORNIA 92656

KIT M. STETINA
BRUCE B. BRUNDA
WILLIAM J. BRUCKER
MARK B. GARRED
MATTHEW A. NEWBOLES
ERIC L. TANEZAKI
LOWELL ANDERSON

SEAN O'NEILL
JAMES C. YANG
NATHAN S. SMITH

JESSIE WANG *
SHUN\$UKE S. SUMITANI *

TELEPHONE (949) 855-1246
FACSIMILE I (949) 855-6371
FACSIMILE II (949) 716-8197
www.stetinalaw.com
Writer's Direct E-mail:
bbrunda@stetinalaw.com

September 9, 2005

BOX TTAB - FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

RE: Gecko Trading Company, Inc. v. CHG Management, Inc.
Serial No.: 78/189,275
Mark: GECKO
Our Reference: TBEAR-101M

Dear Sir/Madam:

Enclosed for filing are the following:


1. Notice of Opposition with Exhibits 1-16 (in triplicate);
2. Check for \$300 for Filing Fees;
3. Transmittal (in triplicate);
3. Certificate of Mailing; and
4. Return Postcard.

Please charge any additional cost to our Deposit Account Number 19-4330. This letter is enclosed herewith in triplicate.

Respectfully submitted,

STETINA BRUNDA GARRED & BRUCKER

By:



Bruce B. Brunda, Reg. No. 28,497
Counsel for Opposer

Customer No.: 007663

Case: TBEAR-101M
Trademark Application

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD
IN RE SERIAL NO. 78/189,275

GECKO TRADING COMPANY, INC.) Opposition No.:
))
 Opposer,))
))
vs.))
))
CHG MANAGEMENT, INC.))
))
 Applicant.))
_____)

NOTICE OF OPPOSITION

BOX TTAB - FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Dear Sir or Madam:

In the matter of the application of CHG Management, Inc. of Salt Lake City, Utah (hereinafter "Applicant") for registration of the trademark GECKO, Applicant Serial No. 78/189,275, published in the Official Gazette of July 12, 2005, at TM 774, GECKO TRADING COMPANY, INC., a Hawaii corporation, with offices at 3621 Baldwin

09/15/2005 HPHMM1 00000104 78189275

01 FC:6402

300.00 DP

Avenue, Makawao, Hawaii (hereinafter "Opposer"), believes that it will be damaged by registration of the mark shown in Serial No. 78/189,275, and hereby opposes the same.

The grounds for opposition are as follows:

1. Opposer is and has been for many years engaged in the extensive development, advertising, and marketing of a variety of wearing apparel products including shirts, dresses, sweatsuits, hats, shorts, skirts, and shoes, as well as textile tote bags and duffle bags; skin cleansing soaps and gels; sunglasses and eyeglasses; towels; sporting goods and jewelry. In connection therewith, Opposer has used, or filed federal applications with an intent to use, in interstate commerce, the marks GECKO, MAUI GECKO, and GECKO HAWAII (hereinafter collectively referred to as the GECKO TRADEMARKS) for the aforementioned goods since long prior to Applicant's filing date of the application of Serial No. 78/189,275 for the mark GECKO.

2. Since at least as early as April, 1982, Opposer has made use of its GECKO TRADEMARKS throughout the United States in interstate commerce. Since adoption of its GECKO TRADEMARKS, Opposer has continuously used those marks throughout the United States in interstate commerce.

3. Opposer has expended considerable sums in exerting every effort to maintain the highest standard of quality for its products, and has created valuable goodwill among the purchasing public under its GECKO TRADEMARKS.

4. As a result of the continuous and extensive use of the GECKO TRADEMARKS by Opposer, those marks have become and continue to function as a valuable business and marketing asset of Opposer, and serve to indicate to the trade and

consuming public the products originating from Opposer and its authorized representative.

5. Opposer has obtained United States Trademark Registration No. 1,510,173, registered October 25, 1988, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 1**.

6. Opposer has obtained United States Trademark Registration No. 1,512,691, registered November 15, 1988, for the mark GECKO for the goods set forth in that registration. A copy of that registration n is attached hereto as **Exhibit 2**.

7. Opposer has obtained United States Trademark Registration No. 1,514,657, registered November 29, 1988, for the mark MAUI GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 3**.

8. Opposer has obtained United States Trademark Registration No. 1,786,819, registered August 10, 1993, for the mark GECKO HAWAII for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 4**.

9. Opposer has obtained United States Service Mark Registration No. 1,943,766, registered December 26, 1995, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 5**.

10. Opposer has obtained United States Trademark Registration No. 2,049,055, registered April 1, 1997, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 6**.

11. Opposer has obtained United States Trademark Registration No. 2,260,689, registered July 13, 1999, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 7**.

12. Opposer has obtained United States Trademark Registration No. 2,287,612, registered October 19, 1999, for the mark GECKO HAWAII for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 8**.

13. Opposer has obtained United States Trademark Registration No. 2,308,720, registered January 18, 2000, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 9**.

14. Opposer has obtained United States Trademark Registration No. 2,347,417, registered May 2, 2000, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 10**.

15. Opposer has obtained United States Trademark Registration No. 2,446,676, registered April 24, 2001, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 11**.

16. Opposer has obtained United States Trademark Registration No. 2,453,448, registered May 22, 2001, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 12**.

17. Opposer has obtained United States Trademark Registration No. 2,463,090, registered June 26, 2001, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 13**.

18. Opposer has obtained United States Trademark Registration No. 1,903,602, registered July 4, 1995, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 14**.

19. Opposer has obtained United States Trademark Registration No. 2,482,688, registered August 28, 2001, for the mark GECKO for the goods set forth in that registration. A copy of that registration is attached hereto as **Exhibit 15**.

20. Notwithstanding Opposer's rights in and to said GECKO TRADEMARKS, Applicant, on information and belief, filed an application for registration of GECKO in International Class 035 for healthcare recruiting and staffing services, namely, locum tenens, permanent and temporary placement for physicians, allied health professionals, nurses, pharmacists, and healthcare managers on March 22, 1990. Said application was published for opposition in the Official Gazette of July 12, 2005, at TM 774.

21. Pursuant to Trademark Rules of Practice 2.102, Opposer filed a Request to Extend Time for Filing this Notice of Opposition to August 5, 2005. A copy of said Request to Extend Time is attached hereto as **Exhibit 16**.

22. Applicant's GECKO mark is confusingly similar to Opposer's GECKO TRADEMARKS and its registration and use by Applicant on the goods claimed in the subject application is likely to cause confusion, deception and mistake.

23. Applicant's use of the mark GECKO interferes with Opposer's use of its GECKO TRADEMARKS and use of, or registration of, the mark GECKO by Applicant will seriously damage Opposer.

24. Opposer's GECKO TRADEMARKS are famous marks. Applicant began use of GECKO after Opposer's GECKO TRADEMARKS became famous and Applicant's use of GECKO causes dilution of the distinctive quality of Opposer's famous GECKO.

WHEREFORE, Opposer believes that it will be damaged by said registration and prays that registration of the mark GECKO to Applicant be denied.

The filing fee for this Opposition in the amount of \$300 (one international class) is enclosed and this Opposition is enclosed herewith in triplicate. Opposer's representative authorizes the charging of any additional fees to its Deposit Account No. 19-4330.

Respectfully submitted,

Dated: September 5, 2005

STETINA BRUNDA GARRED & BRUCKER

By: _____

Bruce B. Brunda, Reg. No. 28,497

75 Enterprise, Suite 250

Aliso Viejo, CA 92656

(949) 855-1246

Counsel for Opposer


WHEREFORE, Opposer believes that it will be damaged by said registration and prays that registration of the mark GECKO to Applicant be denied.

The filing fee for this Opposition in the amount of \$300 (one international class) is enclosed and this Opposition is enclosed herewith in triplicate. Opposer's representative authorizes the charging of any additional fees to its Deposit Account No. 19-4330.

Respectfully submitted,

Dated: September 9, 2005

STETINA BRUNDA GARRED & BRUCKER

By: _____

Bruce B. Brunda, Reg. No. 28,497

75 Enterprise, Suite 250

Aliso Viejo, CA 92656

(949) 855-1246

Counsel for Opposer

EXHIBIT 1

Int. Cl.: 25.

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Reg. No. 1,510,173
Registered Oct. 25, 1988

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

T. BEARS OF MAUI (PARTNERSHIP)
107 PALENA PLACE
KULA, HI 96790

FIRST USE 4-30-1982; IN COMMERCE
3-20-1983.

FOR: CLOTHING, NAMELY SHIRTS,
DRESSES, SWEATSUITS, HATS, SHORTS,
SKIRTS AND SHOES, IN CLASS 25 (U.S. CL.
39).

SER. NO. 491,536, FILED 7-25-1984.

ERIC WACHSPRESS, EXAMINING ATTORNEY

EXHIBIT 2

Int. Cl.: 18

Prior U.S. Cl.: 3

United States Patent and Trademark Office **Reg. No. 1,512,691**
Registered Nov. 15, 1988

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

T. BEARS OF MAUI (PARTNERSHIP)
107 PALENA PLACE
KULA, HI 96790

FOR: TEXTILE TOTE BAGS AND DUFFLE
BAGS, IN CLASS 18 (U.S. CL. 3).
FIRST USE 7-0-1982; IN COMMERCE
3-0-1983.

THE ENGLISH TRANSLATION OF THE
WORD "GECKO" IS "LIZARD".

SER. NO. 547,750, FILED 7-15-1985.

DEBORAH S. COHN, EXAMINING ATTORNEY

EXHIBIT 3

1.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Reg. No. 1,514,657
Registered Nov. 29, 1988

**TRADEMARK
PRINCIPAL REGISTER**

MAUI GECKO

GECKO TRADING COMPANY (PARTNER-
SHIP)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

FOR: CLOTHING, NAMELY SHIRTS,
DRESSES, SWEATSUITS, HATS, SHORTS,
SKIRTS AND SHOES, IN CLASS 25 (U.S. CL.
39).

FIRST USE 4-30-1982; IN COMMERCE
3-20-1983.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "MAUI", APART FROM THE
MARK AS SHOWN.

THE ENGLISH TRANSLATION OF THE
TERM "GECKO" IN THE MARK IS "LIZARD".

SER. NO. 662,653, FILED 5-26-1987.

MARIA SOLOMON, EXAMINING ATTORNEY

EXHIBIT 4

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office **Reg. No. 1,786,819**
Registered Aug. 10, 1993

**TRADEMARK
PRINCIPAL REGISTER**

GECKO HAWAII

GECKO TRADING COMPANY (HAWAII COR-
PORATION)
P.O. BOX 1630
MAKAWAO, HI 96768

FOR: CLOTHING; NAMELY, SHIRTS,
DRESSES, SWEATSUITS, HATS, SHORTS,
SKIRTS AND SHOES, IN CLASS 25 (U.S. CL.
39).

FIRST USE 5-30-1986; IN COMMERCE
5-30-1986.

OWNER OF U.S. REG. NOS. 1,510,173,
1,512,691, AND 1,514,657.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "HAWAII", APART FROM THE
MARK AS SHOWN.

THE TERM "GECKO" IS BELIEVED TO BE
A HAWAIIAN TERM REFERRING TO SPECIES
OF LIZARD.

SER. NO. 74-315,059, FILED 9-18-1992.

KAREN L. FEISTHAMEL, EXAMINING AT-
TORNEY

EXHIBIT 5

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office Reg. No. 1,943,766
Registered Dec. 26, 1995

**SERVICE MARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY (HAWAII COR-
PORATION)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

FOR: RETAIL AND WHOLESALE STORES
FEATURING APPAREL, BEACH PRODUCTS,
STUFFED DOLLS AND NOVELTY ITEMS, IN
CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 4-0-1982; IN COMMERCE
4-0-1982.

OWNER OF U.S. REG. NOS. 1,510,173, 1,786,819
AND OTHERS.

SER. NO. 74-579,936, FILED 9-29-1994.

THERESA KAISER, EXAMINING ATTORNEY

EXHIBIT 6

Int. Cl.: 3

Prior U.S. Cls.: 1, 4, 6, 50, 51 and 52

United States Patent and Trademark Office

Reg. No. 2,049,055

Registered Apr. 1, 1997

TRADEMARK
PRINCIPAL REGISTER

GECKO

GECKO TRADING COMPANY (HAWAII CORPORATION)
P.O. BOX 1650
MAKAWAO, HI 96768

FOR: SKIN CLEANSING SOAPS AND GELS, BUBBLE BATH, COSMETICS, NAMELY, BODY LOTIONS, SKIN MOISTURIZERS, AFTER-SUN LOTIONS, HAIR PRODUCTS, NAMELY, HAIR LOTIONS, HAIR SHAMPOOS, HAIR CONDITIONERS, AND ESSENTIAL OILS FOR PER-

SONAL USE, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 3-20-1996, IN COMMERCE 3-20-1996.

OWNER OF U.S. REG. NOS. 1,510,173, 1,512,691 AND OTHERS.

SER. NO. 75-092,468, FILED 4-22-1996.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 7

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

United States Patent and Trademark Office

Reg. No. 2,260,689

Registered July 13, 1999

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY, INC. (HAWAII
CORPORATION)
3621 BALDWIN AVENUE
MAKAWO, HI 96768

FIRST USE 2-8-1984; IN COMMERCE
1-1-1985.

OWNER OF U.S. REG. NOS. 1,510,173, 2,049,055
AND OTHERS.

FOR: SUNGLASSES, EYEGLASSES, EYE-
GLASS CASES, EYEGGLASS STRAPS TO
ATTACH TO EYEGLASSES, IN CLASS 9 (U.S.
CLS. 21, 23, 26, 36 AND 38).

SER. NO. 75-438,293, FILED 2-23-1998.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 8

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

Reg. No. 2,287,612

United States Patent and Trademark Office

Registered Oct. 19, 1999.

**TRADEMARK
PRINCIPAL REGISTER**

GECKO HAWAII

GECKO TRADING COMPANY, INC. (HAWAII
CORPORATION)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

FOR: TOWELS, IN CLASS 24 (U.S. CLS. 42
AND 50).

FIRST USE 5-0-1992; IN COMMERCE
5-0-1992.

OWNER OF U.S. REG. NOS. 1,510,173, 2,049,055
AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "HAWAII", APART FROM THE
MARK AS SHOWN.

SER. NO. 75-516,507, FILED 7-10-1998.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 9

Int. Cl.: 24

Prior U.S. Cls.: 42 and 50

United States Patent and Trademark Office

Reg. No. 2,308,720

Registered Jan. 18, 2000

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY, INC. (HAWAII
CORPORATION)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

FIRST USE 5-0-1992; IN COMMERCE
5-0-1992.
OWNER OF U.S. REG. NOS. 1,510,173, 2,049,055
AND OTHERS.

FOR: TOWELS, IN CLASS 24 (U.S. CLS. 42
AND 50).

SER. NO. 75-516,508, FILED 7-10-1998.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 10

Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,347,417

Registered May 2, 2000

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY (HAWAII COR-
PORATION)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

FOR: SPORTING GOODS, NAMELY, SNOW-
BOARDS, SURFBOARDS, SKATEBOARDS
AND IN-LINE SKATES, IN CLASS 28 (U.S. CLS.
22, 23, 38 AND 50).

FIRST USE 5-13-1999; IN COMMERCE
8-24-1999.

OWNER OF U.S. REG. NOS. 1,510,173,
1,943,766, AND OTHERS.

SN 75-018,517, FILED 11-13-1995.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 11

Int. Cl.: 14

Prior U.S. Cls.: 2, 27, 28, and 50

United States Patent and Trademark Office

Reg. No. 2,446,676

Registered Apr. 24, 2001

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY, INC. (HAWAII
CORPORATION)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

OWNER OF U.S. REG. NOS. 1,510,173, 1,512,691,
AND 1,943,766.

FOR: JEWELRY, CLOCKS, WATCHES, IN CLASS
14 (U.S. CLS. 2, 27, 28 AND 50).

SN 75-375,600, FILED 10-20-1997.

FIRST USE 12-7-1985; IN COMMERCE 9-20-1986.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 12

Int. Cl.: 21

Prior U.S. Cls.: 2, 13, 23, 29, 30, 33, 40, and 50

United States Patent and Trademark Office

Reg. No. 2,453,448

Registered May 22, 2001

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY, INC. (HAWAII
CORPORATION)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

OWNER OF U.S. REG. NOS. 1,510,173, 1,512,691,
AND 1,943,766.

FOR: BEVERAGE GLASSWARE, MUGS, PLATES,
IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).

SN 75-375,601, FILED 10-20-1997.

FIRST USE 6-8-2000; IN COMMERCE 6-8-2000.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 13

Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38 and 50

United States Patent and Trademark Office

Reg. No. 2,463,090
Registered June 26, 2001

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY, INC. (HAWAII
CORPORATION)
3621 BALDWIN AVENUE
MAKAWO, HI 96768

OWNER OF U.S. REG. NOS. 1,510,173, 2,183,226
AND OTHERS.

FOR: TOYS, NAMELY, STUFFED TOYS ANI-
MALS AND FLYING DISKS, IN CLASS 28 (U.S.
CLS. 22, 23, 38 AND 50).

SER. NO. 75-383,492, FILED 11-3-1997.

FIRST USE 1-1-1985; IN COMMERCE 11-11-1987.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 14

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

United States Patent and Trademark Office

Reg. No. 1,903,602

Registered July 4, 1995

**TRADEMARK
PRINCIPAL REGISTER**

GECKO

GECKO TRADING COMPANY (HAWAII COR-
PORATION)
P.O. BOX 1650
MAKAWAO, HI 96768

FOR: CLOTHING; NAMELY, PAJAMAS, IN
CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 2-6-1995; IN COMMERCE
2-6-1995.

OWNER OF U.S. REG. NOS. 1,510,173,
1,512,691, AND 1,514,657.

THE TERM "GECKO" IS BELIEVED TO BE
A HAWAIIAN TERM REFERRING TO A SPE-
CIES OF LIZARD.

SN 74-319,458, FILED 10-2-1992.

KAREN FEISTHAMEL, EXAMINING ATTOR-
NEY

EXHIBIT 15

Int. Cl.: 34

Prior U.S. Cls.: 2, 8, 9, and 17

United States Patent and Trademark Office

Reg. No. 2,482,688

Registered Aug. 28, 2001

TRADEMARK
PRINCIPAL REGISTER

GECKO

GECKO TRADING COMPANY, INC. (HAWAII
CORPORATION)
3621 BALDWIN AVENUE
MAKAWAO, HI 96768

FOR: CIGARS, CIGARETTES, AND SMOKING
ACCESSORIES, NAMELY, CIGARETTE AND CI-
GAR LIGHTERS NOT OF PRECIOUS METAL, CI-
GAR HOLDERS NOT OF PRECIOUS METAL, PIPE
CLEANERS, CIGAR HUMIDORS, CIGAR CUT-
TERS, CIGARETTE HOLDERS NOT OF PRECIOUS

METAL, AND ROLLING PAPERS, IN CLASS 34 (U.S.
CLS. 2, 8, 9 AND 17).

FIRST USE 6-6-2000; IN COMMERCE 6-6-2000.

OWNER OF U.S. REG. NOS. 1,510,173, 1,512,691,
AND 1,943,766.

SN 75-375,645, FILED 10-20-1997.

LYNN A. LUTHEY, EXAMINING ATTORNEY

EXHIBIT 16

Case: TBEAR-000

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

In Re: CHG Management, Inc.)
)
Serial No.: 78/189,275)
)
Filed: November 26, 2002)
)
For the Mark: GECKO)
)

FIRST REQUEST UNDER RULE 2.102 TO EXTEND TIME
FOR FILING NOTICE OF OPPOSITION

Commissioner for Trademarks
PO Box 1451
Alexandria, VA 22313-1451

Dear Sir/Madam:

In the matter of the above-identified application, which was published in the Official Gazette on July 12, 2005, at TM 774, Gecko Trading Company, Inc., through its attorneys, requests that the time for filing a Notice of Opposition to the subject application be extended for a period of thirty (30) days until September 10, 2005.

This is the first request for an extension of time. This extension is necessary to enable counsel to confer with potential Opposer to determine whether an opposition might be required.

The subject Extension of Time is not entered into for purposes of delay, and it is therefore respectfully requested that the Board grant the requested Extension of Time.

Please charge any fees which may be due in relation to this matter to Deposit Account

Number 19-4330.

Respectfully submitted,

Date: August 5, 2005
Customer No. 007663

By:



Bruce B. Brunda
Registration No. 28,497
STETINA BRUNDA GARRED & BRUCKER
75 Enterprise, Suite 250
Aliso Viejo, CA 92656
(949) 855-1246

BBB/saw

T:\Client Documents\TBEAR\000\30dayext.gecko.080505.doc