

## TRADEMARK

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

Trademark Application Serial No. : 76/576,687  
Filed : February 23, 2004  
Published : July 12, 2005  
Applicant : Santa Barbara Pistachio Company  
Mark : SANTA BARBARA PISTACHIO COMPANY  
International Class : 29  
Services : Processed pistachio nuts for wholesale and resale

REQUEST FOR AN EXTENSION OF TIME TO FILE AN ANSWER TO THE  
OPPOSITION WITH CONSENT OF OPPOSER

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

Pursuant to 37 CFR. § 2.106 a request is hereby made for a first thirty (30) day extension of time within which to file an answer to the above opposition. The time within which to file an answer now expires on December 19, 2005. Upon the granting of this stipulated request, the time in which to file an answer or otherwise plead would be extended to and otherwise including January 19, 2006

Discussions have been made between the respective parties as to reaching a settlement and the requested thirty (30) day time period is believed to be necessary to enable the parties to complete their discussions.

COPY



The attached e-mail from Mr. Kent authorized his signature to this Stipulation.

The foregoing request is made in good faith and not for purposes of delay and is being submitted in triplicate.

Respectfully submitted,

Dated: December 19, 2005

By K.A. Kent per authorization MLD  
K. Andrew Kent  
Rincon Ventura Law Group  
55 St. Charles Drive, Suite 107  
Thousand Oaks, CA 91360  
Attorney for Opposer

Dated: December 19, 2005

By Gene Zannon  
Gene Zannon, President  
Santa Barbara Pistachio Company  
PO Box 21957  
Santa Barbara, CA 93121  
Tel: (805) 962-5600

Upon the foregoing Stipulation and agreement of the parties, and good cause appearing,

IT IS SO ORDERED.

Dated: December, 2005

By \_\_\_\_\_  
Trademark Trial and Appeal Board

#### CERTIFICATE OF MAILING

I hereby certify that this Request for an Extension of Time to File an Answer to The Opposition with Consent of Opposer, pursuant to 37 CFR § 1.8, is being deposited with the United States Postal Service as first class mail in a postage pre-paid envelope addressed to: Commissioner for Trademarks, PO Box 1451, Alexandria, VA 22313-1451, on:

Dated: December 19, 2005

By Megan Price  
Megan Price

**CERTIFICATE OF SERVICE**

I hereby certify that on the date given below, a true and correct copy of this Request for an Extension of Time to File an Answer to The Opposition with Consent of Opposer, was deposited in the United States mail, first class postage pre-paid, to the party shown below at the address indicated:

K. Andrew Kent  
Rincon Ventura Law Group  
55 St. Charles Drive, Suite 107  
Thousand Oaks, CA 91360

Dated: December 19, 2005

By Megan Price  
Megan Price

----- Original Message -----

**From:** Andrew Kent

**To:** [meg@sbpistachios.com](mailto:meg@sbpistachios.com)

**Sent:** Thursday, December 15, 2005 4:49 PM

**Subject:** RE: stipulation requesting an extension for time to respond

Megan,

I am out of the office until tomorrow morning. The text of your attachment is fine with me. You can send it out today by writing my signature on the signature line, with a hw lineation "per Mr. Kent's authorization"

If you have any questions, you can call me on my cell—805-689-1990.

Andrew

-----Original Message-----

**From:** Meg Price [mailto:[meg@sbpistachios.com](mailto:meg@sbpistachios.com)]

**Sent:** Thursday, December 15, 2005 3:46 PM

**To:** [akent@rincongroup.com](mailto:akent@rincongroup.com)

**Subject:** stipulation requesting an extension for time to respond

Dear Mr. Kent,

Here is the stipulation requesting an extension for time to respond. If you could sign and fax it back today so that we can mail it to the USPTO right away, I would really appreciate it.

Also, if you can draw up the documents for settlement soon so that we can resolve this issue quickly, it would also be appreciated.

If you have any questions, feel free to contact myself or Gene. Thank you for your attention in this matter.

Megan Price

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Santa Barbara Pistachio Co.

Ph: 800.896.1044

Fax: 805.962.6200

[www.SBPistachios.com](http://www.SBPistachios.com)

[info@sbpistachios.com](mailto:info@sbpistachios.com)

"Not Your Ordinary Nut"

12/16/2005