

ESTTA Tracking number: **ESTTA195728**

Filing date: **03/01/2008**

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

Proceeding	91169654
Party	Defendant Neways, Inc.
Correspondence Address	John C Stringham Workman Nydegger 1000 Eagle Gate Twr, 60 E South Temple Salt Lake City, UT 84111 UNITED STATES rphillips@wnlaw.com, scourdy@wnlaw.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Robyn L. Phillips
Filer's e-mail	rphillips@wnlaw.com, scourdy@wnlaw.com
Signature	/Robyn L. Phillips/
Date	03/01/2008
Attachments	026 Stip Mot Ext Answ.pdf (3 pages)(61703 bytes)

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

In the matter of Trademark Application Serial Nos. 78/490,974 and 78/490,954
Published in the Official Gazette on September 13, 2005
Filing Date: September 28, 2004
For the Mark: **RESURRECTION BIOMIST** and
NEWAYS RESURRECTION BIOMIST

VISUAL CHANGES SKIN CARE INTERNATIONAL, INC.)	STIPULATED REQUEST FOR EXTENSION OF TIME TO FILE ANSWER TO THE NOTICE OF OPPOSITION
)	
Opposer,)	
)	
v.)	
)	
NEWAYS, INC.,)	
)	
Applicant.)	
)	
)	Opposition No. 91169654 - consolidated with - Opposition No. 91169655

The parties to the above-identified opposition, through their respective attorneys, have stipulated to a seven (7) day extension in which Applicant may file its Answer or otherwise respond to the Second Amended Notice of Opposition. The agreed extension moves the due date for the Answer from March 1, 2008, to March 8, 2008.

This extension is requested to permit the Applicant to consider a counter proposal from Opposer regarding terms of potential settlement. Applicant's attorney has consulted with Opposer's counsel and the undersigned has been authorized to submit this document on behalf of and with the consent of both parties to the Opposition.

Favorable consideration of this request is respectfully requested.

DATED this 1st day of March, 2008.

Respectfully submitted,

/Robyn L. Phillips/
John C. Stringham, Reg. No. 40,831
Robyn L. Phillips, Reg. No. 39,330

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Attorneys for Applicant
NEWAYS, INC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **STIPULATED REQUEST FOR EXTENSION OF TIME TO FILE ANSWER TO THE NOTICE OF OPPOSITION** was served on Opposer via facsimile and electronic mail this 1st day of March, 2008 to:

Mark D. Miller (mmiller@kmulaw.com)
KIMBLE, MACMICHAEL & UPTON
5260 N. Palm Avenue, Suite 221
Fresno, CA 93704

/Robyn L. Phillips/

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