

ESTTA Tracking number: **ESTTA284038**

Filing date: **05/14/2009**

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

Proceeding	91188673
Party	Defendant GUNA Inc.
Correspondence Address	Tristram R. Fall, III Fox Rothschild LLP 2000 Market Street, 10th Floor Philadelphia, PA 19103 UNITED STATES
Submission	Other Motions/Papers
Filer's Name	Tristram R. Fall, III
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Signature	/Tristram R. Fall, III/
Date	05/14/2009
Attachments	Request for Extension of Time to File Answer - CITOMIX.pdf (3 pages)(87041 bytes)

VIA ELECTRONIC SYSTEM FOR
TRADEMARK TRIALS AND APPEALS ("ESTTA")
DATE OF FILING: May 14, 2009

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

In the matter of Application Serial No. 78/825,262
Filed on February 28, 2006 for "CITOMIX" [and Design]

CytoSport, Inc.,	:	
	:	
	:	
Opposer,	:	Opposition No. 91188673
v.	:	
	:	Serial No. 78/825,262
Guna, Inc.,	:	
	:	
	:	
Applicant.	:	

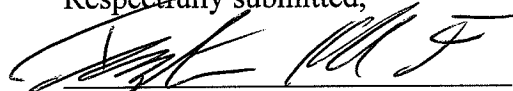
**REQUEST FOR EXTENSION OF TIME
IN WHICH TO FILE ANSWER TO NOTICE OF OPPOSITION**

GUNA, INC., a New Mexico Corporation ("Applicant") with an address of Sky View Center, 150 B 1520 Tramway Blvd. NE, Albuquerque, New Mexico 87123, by and through its attorneys, hereby requests that the Trademark Trial and Appeal Board grant a thirty-one (31) day extension of time in which to file an Answer to the Notice of Opposition filed in the above identified matter.

This request is being made to give the parties require additional time in which to conduct settlement negotiations or, in the alternative, to permit Applicant to prepare and file an Answer to the Notice of Opposition. Applicant remains hopeful that this matter will be resolved without further action of the Trademark Trial and Appeal Board. This request is made with the consent of Opposer, is made in good faith and is not made for purposes of delay.

WHEREFORE, Applicant respectfully requests that the deadline for the filing of an Answer to the Notice of Opposition in this matter be extended to Monday, June 15, 2009.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Tristram R. Fall, III', written over a horizontal line.

Tristram R. Fall, III
FOX ROTHSCHILD LLP
2000 Market Street
10th Floor
Philadelphia, PA 19103
(215) 299-2016
Attorneys for Applicant

Dated: May 14, 2009
Philadelphia, Pennsylvania

VIA ELECTRONIC SYSTEM FOR
TRADEMARK TRIALS AND APPEALS ("ESTTA")
DATE OF FILING: May 14, 2009

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper is being electronically filed with the Trademark Trial and Appeal Board of the United States Patent and Trademark Office by means of the Electronic System for Trademark Trials and Appeals ("ESTTA") on this 14th day of May, 2009.

Dated: May 14, 2009



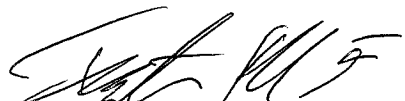
Tristram R. Fall, III

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this paper was deposited with the United States Postal Service, first class postage prepaid, on the date indicated below, in an envelope addressed to:

Peter M. de Jonge, Esquire
Gordon K. Hill, Esquire
Thorpe North & Western, LLP
8180 S. 700 E., Suite 350
Sandy, UT 84070

Dated: May 14, 2009



Tristram R. Fall, III