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

Proceeding	91191601
Party	Defendant Anibal de Oliveira Fortuna
Correspondence Address	ARMANDO DE OLIVEIRA FORTUNA 222 BATEMAN AVE FRANKLIN, TN 37067-2606 UNITED STATES anibal.fortuna@uol.com.br
Submission	Motion to Extend
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Date	03/03/2010
Attachments	MOTION_FOR_AN_EXTEND_TIME.pdf ( 2 pages )(86086 bytes )

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

In the Matter of App. Serial No,:     **78/448,067**  
Mark:                                     **C-LMA**  
Published:                               **April 28, 2009**

THE LARYNGEAL MASK COMPANY LTD.	)	
	)	Opposition No. <b>91191601</b>
v.                     Opposer,	)	
	)	
ANIBAL DE OLIVEIRA FORTUNA	)	
Applicant.	)	

**MOTION FOR AN EXTEND TIME REQUEST to provide requested to provide the  
Time to a n ANSWER TO NOTICE OF OPPOSITION**

Anibal de Oliveira Fortuna (“Applicant”), a physician resident in Brazil, who has applied for the registration of the “**C-LMA**” word mark in the USA as shown in Application Serial No. 78/448,067 (the "Application"), filed July 8, 2004 and now is respectfully defending his proposed trademark at this Trademark and Appeal Board, against Opposition made by The Laryngeal Mask Company, LTD (“Opposer”), a company established in the Seychelles.

The Applicant respectfully requests to the **UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD** and to the Opposer, a **TIME EXTENSION** based on the **509.01(a) Motions to Extend Time** of the (TBMP) MANUAL OF PROCEDURE to comply with the multiple and extensive requests made by the Opposer’s on its service mailed on January 28<sup>th</sup>, 2010.

Reasons for this request:

1) The Applicant resides outside the USA in a foreign country (Brazil) and due to this, all correspondence are posted internationally and sometimes subjected to unpredictable delays on its effective arrival to its final destination;

2) The Opposer has mailed 3 substantially extensive, complex and detailed requests for its first interrogatories which will demand an extraordinary effort from the Applicant to provide all those information in such a short notice. The requests from the Opposer are:

- a) **OPPOSER THE LARYNGEAL MASK COMPANY LTD.'S FIRST REQUEST FOR ADMISSIONS TO APPLICANT ANIBAL DE OLIVEIRA FORTUNA**
- b) **OPPOSER THE LARYNGEAL MASK COMPANY LTD.'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS TO APPLICANT ANIBAL DE OLIVEIRA FORTUNA**
- c) **OPPOSER THE LARYNGEAL MASK COMPANY LTD.'S FIRST INTERROGATORIES TO APPLICANT ANIBAL DE OLIVEIRA FORTUNA**

3) The Opposer documents based on its Postage Service Proof was mailed on January the 28<sup>th</sup> and has only arrived at the Applicant's hands at his home address in Brazil on February 11<sup>th</sup> .

Based on the above, the Applicant respectfully requests to this Board and to the Opposer, a ten days extension from the Opposer original Service date of the posting.

Respectfully submitted,

/aofortuna/

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Anibal de Oliveira Fortuna  
Applicant

Date: March 2, 2009