

ESTTA Tracking number: **ESTTA378724**

Filing date: **11/16/2010**

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

Proceeding	91196603
Party	Plaintiff Elevation Bed Limited Liability Company
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Submission	Opposition/Response to Motion
Filer's Name	William H. Eilberg
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Date	11/16/2010
Attachments	Opposer's Response to Motion for Extension 11-16-10.pdf (2 pages)(71521 bytes)

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

Elevation Bed LLC, :
Opposer : Opposition No. 91196603
v. :
Diamond Mattress Co., Inc., : Serial No. 77/849,351
Applicant :
:

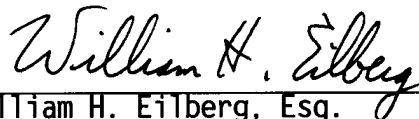
OPPOSER'S RESPONSE TO APPLICANT'S REQUEST FOR EXTENSION

Opposer submits this document in response to Applicant's request for extension of time to answer or otherwise respond to the Notice of Opposition.

Opposer consents to Applicant's request for extension. The parties are negotiating to settle this matter without further litigation.

This document should not be deemed an acquiescence to any of the statements contained in Applicant's request, other than to the request for extension itself. Opposer specifically denies all statements, made by Applicant in its motion, relating to the merits of this proceeding.

Respectfully submitted,

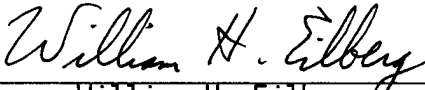


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Attorney for Opposer

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document entitled OPPOSER'S RESPONSE TO APPLICANT'S REQUEST FOR EXTENSION was served upon the attorney for Applicant, Brian P. Kinder, Hart, King & Coldren, 200 Sandpointe Ave., Fourth Floor, Santa Ana, California 92707-5747, by mailing a copy to said attorney, first class postage prepaid, on November 16, 2010.



William H. Eilberg