

From: Allison S. Ricketts [<mailto:aricketts@fzlz.com>]
Sent: Thursday, May 19, 2016 8:41 PM
To: TTABFRNotices <TTABFRNotices@USPTO.GOV>
Subject: Comment on Proposed Rules - 2.102

Rule 2.102 Extension of time for filing an opposition

The existing rule and the proposed rule are silent as to how the applicant is notified that an extension of time has been filed against its application.

Current Practice. Under current practice, notice is effected as follows:

To the potential opposer: If a request for an extension of time is filed via ESTTA, the Board sends an email to the email address that is provided by the person who filed the extension request stating that the extension has been granted. The email provides a link to TTABVUE where the order granting the request can be viewed.

To the applicant: The applicant is sent a postcard via USPS stating that an extension of time to oppose has been granted. The notice is sent via a postcard even when the applicant or its representative have provided an email address for correspondence and have authorized email correspondence.

Comment. If the applicant or its representative has provided an email address for correspondence and has authorized email correspondence, notice of the filing of an extension request should be sent to the applicant by email, not by means of a postcard sent by USPS.

Regards,

Allison Strickland Ricketts

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