

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE DIRECTOR

PRIMEVERA LIFE GMBH,

Opposer

v.

AMOREPACIFIC CORP.,

Applicant

Decision on Request for Extension of Time
to Appeal under 37 C.F.R. § 2.145(e)

Opposition No. 91196106

MEMORANDUM AND ORDER

On November 1, 2013, Applicant AmorePacific Corporation (“Applicant”) filed a request for a thirty (30) day extension of time to file either an appeal to the United States Court of Appeals for the Federal Circuit under section 21(a) of the Lanham Act, 15 U.S.C. § 1071(a), or a civil action under section 21(b), 15 U.S.C. § 1071(b), contesting the decision of the Trademark Trial and Appeal Board, dated September 11, 2013, in this matter.

Under 37 C.F.R. § 2.145(e), the Director may extend the time for filing an appeal for good cause if the request is made in writing before the time for filing an appeal expires. Under 37 C.F.R. § 2.145(d), the time for filing a notice of appeal expires two months after the date of the Trademark Trial and Appeal Board’s decision in the case. The Board decision at issue was entered on September 11, 2013, so it this request for an extension of time to appeal that ruling is timely.

Further, Applicant has only recently obtained new counsel to advise it concerning a possible appeal in this matter. And as a foreign company, it asserts that the

communication process between new U.S. counsel and foreign executive decisionmakers may well entail additional time. It therefore appears that there is good cause for the requested thirty (30) day extension of time to appeal.

Accordingly, the Director, through the undersigned, hereby GRANTS Applicant a thirty (30) day extension of time, through and including December 11, 2013, to either appeal to the Federal Circuit or file a civil action under section 1071(b).

TERESA STANEK REA,
DEPUTY DIRECTOR OF THE UNITED
STATES PATENT AND TRADEMARK
OFFICE

Date: November 8, 2013

By: 
Nathan K. Kelley
Deputy Solicitor

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