

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE DIRECTOR**

Jockey International, Inc.,

Opposer,

v.

Lamont D. Cooper,

Applicant.

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

Opposition No. 91248336

Serial No. 87863113

Mark:



MEMORANDUM AND ORDER

On January 14, 2025, Applicant Lamont D. Cooper (“Applicant”), filed a second request for an extension of time to seek judicial review of the September 19, 2024 final decision of the Trademark Trial and Appeal Board. That decision sustained Opposer Jockey International, Inc.’s opposition to Application Ser. No. 87863113, granted several of Applicant’s counterclaims for cancellation of specified registrations, and denied Applicant’s remaining counterclaims. Applicant’s second request is GRANTED for the reasons below.

Under 37 C.F.R. § 2.145(e)(1)(i), the Director may, for good cause, extend the time to seek judicial review under 15 U.S.C. § 1071 of a Board decision if the request is made in writing before the period for seeking judicial review expires. Applicant previously sought a 60-day extension of time to seek review of the decision on November 20, 2024 for the parties to engage in settlement negotiations. The Director


granted Applicant's first request on December 3, 2024 and extended Applicant's deadline through January 20, 2025. Because Applicant's second request for extension of time was filed on January 14, 2025, the request is timely and considered under the good cause standard.

On November 20, 2024, Opposer filed a notice of appeal of the Board's decision and commenced a civil action under 15 U.S.C. § 1071(b) in the U.S. District Court for the Northern District of Georgia. Applicant's second request seeks to align its deadline to seek review of the Board's decision with its deadline to file a responsive pleading in the pending civil action. Applicant explains that the parties have engaged in settlement negotiations, but they were unsuccessful. Applicant states that Opposer's counsel has agreed to extend Applicant's deadline to file a responsive pleading in the pending civil action until February 17, 2025 and does not object to the requested extension until February 17, 2025 of the deadline for Applicant to seek review of the Board's decision.

Based on the explanation and evidence submitted by Applicant, there is good cause for an extension of time so that Applicant may prepare its responsive pleading or otherwise finalize its plans on whether to seek review of the Board's decision. Accordingly, the deadline for Applicant to seek judicial review under 15 U.S.C. § 1071 of the Board's decision is extended to February 17, 2025. Further requests for extension are unlikely to be granted in this matter.

COKE MORGAN STEWART,
Acting Under Secretary of Commerce for
Intellectual Property and Director of the
United States Patent and Trademark Office

Date: January 27, 2025

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Farheena Y. Rasheed
Solicitor

cc (via e-mail) to: Counsel of record as listed in TTABVUE