

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

**TF INTELLECTUAL  
PROPERTY PTY LTD,**

Petitioner,

v.

**SAMUEL Y. SALEHE,**

Respondent.

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

**Cancellation No. 92078429**

**Registration No. 5004383**

**Mark: **

**MEMORANDUM AND ORDER**

On December 4, 2023, Petitioner TF Intellectual Property Pty Ltd. (“Petitioner”), filed a request for an extension of time, through and including January 17, 2024, to seek judicial review of the Trademark Trial and Appeal Board’s August 24, 2023 final decision and October 4, 2023<sup>1</sup> order denying the request for reconsideration. The request is GRANTED for the reasons set forth 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. Under 37 C.F.R. § 2.145(d)(4), the period for filing a notice of appeal or civil action under 15 U.S.C. § 1071 expires sixty-three (63) days from the date of action on a timely request

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<sup>1</sup> Petitioner’s request for an extension of time misstated the date of the Board’s order denying the request for reconsideration as September 6, 2023.

for reconsideration of a final decision of the Board. The Board issued an order denying Petitioner's request for reconsideration on October 4, 2023. Therefore, any request for an extension of time was due on or before December 6, 2023. Thus, Petitioner's December 4, 2023 request is timely and considered under the good cause standard.

Petitioner's request stated that "additional time is needed for the Petitioner to consult with counsel and to engage in internal review as to whether to seek judicial review and as to the most appropriate forum for doing so, and then, if necessary, to draft the appropriate papers seeking judicial review." *See* Req. at 2. Petitioner further noted that Petitioner's undersigned counsel and counsel's "immediate family experienced a period of illness and home confinement, which significantly affected counsel's ability to work." *Id.*

Based on these representations, there is good cause for the requested forty-two (42) day extension of time. Accordingly, the request is GRANTED. The deadline for seeking judicial review is extended through and including January 17, 2024.

KATHERINE K. VIDAL,  
Under Secretary of Commerce for Intellectual  
Property and Director of the United States  
Patent and Trademark Office

Date: December 13, 2023

By: /s/ Farheena Y. Rasheed  
Farheena Y. Rasheed  
Acting Solicitor

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