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

Ex Parte Appeal - Serial No.	90177287
Appellant	Apple Inc.
Applied for mark	APPLE MUSIC 1
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Submission	To file a main brief - second or subsequent request
Attachments	APPLE MUSIC 1 Request for Extension of Time to File Appeal Brief February 2023 Class 41.pdf(76292 bytes)
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Date	02/24/2023

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

In re Application of Apple Inc.

Application Serial Nos. 90/177,287 (parent)
90/177,346

Trademark: APPLE MUSIC 1



**APPLICANT'S REQUEST FOR
EXTENSION OF TIME TO FILE A BRIEF ON APPEAL**

Pursuant to TBMP § 1203.02(d), Applicant Apple Inc. ("Applicant") hereby respectfully requests a thirty (30) day extension of time in which to file its appeal brief in this matter.

Applicant's appeal brief is currently due on February 26, 2023. As grounds for its request for an extension of time, Applicant states as follows:

Under TBMP 1203.02(d), "[a]n extension of time for filing an appeal brief in an ex parte appeal to the Board may be granted by the Board upon written request showing good cause for the requested extension." *See, e.g., In re Football Northwest, LLC*, App. Serial No. 86353936, 2017 WL 5885603, at *1 n.3 (T.T.A.B. Nov. 3, 2017) (noting that "Applicant requested and was granted several requests for extensions of time to file its appeal brief"). "The determination of good cause will be based upon all relevant circumstances, including the length of time of any previously granted extensions and the reason(s) for the requested extension(s)." TBMP 1203.02(d).

“Depending on the totality of the circumstances, good cause has been found when... attempting to negotiate a consent agreement.” TBMP 1203.02(d).

Here, Applicant requests a thirty (30) day of extension of time in order to attempt to complete the negotiation of a consent agreement with the registrant whose registration has been cited under Section 2(d) against the pending applications. This is Applicant’s second request for an extension of time. Applicant respectfully submits that under the applicable circumstances, Applicant has shown good cause for the requested extension. Accordingly, Applicant requests that its request for an extension of time be granted and the deadline by which Applicant must file its appeal brief extended through and including March 28, 2023.

Dated: February 24, 2023

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