

In the Supreme Court of the United States

In re: OPENINGS, dba Total Door,

Applicant.

**APPLICATION FOR FURTHER EXTENSION OF TIME TO
FILE A PETITION FOR WRIT OF CERTIORARI**

**Directed to the Honorable John G. Roberts Jr.,
Chief Justice of the United States and Circuit Justice for the
United States Court of Appeals for the Federal Circuit**

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January 26, 2018

To the Honorable John G. Roberts Jr., as Circuit Justice for the United States Court of Appeals for the Federal Circuit:

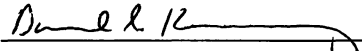
Openings, Inc. dba Total Door (“Applicant”) respectfully requests a second, final 29-day extension of the deadline for filing its petition for a writ of certiorari, from February 8, 2018 to March 9, 2018. The Court previously granted a 30-day extension, from January 9 to February 8, of this deadline.

As set forth in the first application for extension of time, Applicant intends to ask this Court to review the judgment issued by the United States Court of Appeals for the Federal Circuit, issued on October 11, 2017 in Appeal Number 2016-2307. In that judgment, the Federal Circuit affirmed without opinion the decision of the Trademark Trial and Appeal Board of U.S. Patent and Trademark Office to refuse to register Applicant’s proposed mark on the ground that it comprises matter that, as a whole, is functional. The Court will have jurisdiction under 28 U.S.C. § 1254(1).

To adequately address the issues in this case for the Court’s consideration, undersigned counsel needs additional time. Counsel has recently been occupied with a number of other matters, including various matters before the Federal Circuit and several other courts. For example, counsel has argued before the Federal Circuit in another matter, and counsel has defended multiple depositions and has responded to dispositive motions in several other matters during the month of January.

For these reasons, Total Door respectfully requests a second, final extension of time to file its certiorari petition, up to and including March 9, 2018.

Respectfully submitted.


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