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August 7, 2024

**Registrar of Trademarks**

Canadian Intellectual Property Office  
Place du Portage I  
50 Victoria Street, Room C-114  
Gatineau, QC K1A 0C9 CANADA

**Application No:** 2117653

## GENERAL CORRESPONDENCE

**Applicant:**

The Bay Limited Partnership  
401 Bay Street, Suite 500  
Toronto, ON M5H2Y4  
Canada

**Correspondence Type:** Extension of time

Dear Registrar,

Re: Trademark: ZELLERS & Design  
Application no. 2,117,653  
Applicant: The Bay Limited Partnership

On behalf of the Applicant, we respectfully request a further six-month extension of time, until February 7, 2025, within which to respond to the Examiner's report dated August 7, 2023, based on exceptional circumstances. This additional time is required given that the Applicant and the owner of the cited applications are in litigation before the Federal Court and we are waiting for the outcome of this litigation before we can file a proper response to the objections, which could lead to a refusal under paragraphs 37(1)(c) of the Act. As such, we submit that the extension is permitted by the Practice Notice dated January 17, 2020.

We look forward to receiving official confirmation that this extension of time has been granted.

Respectfully submitted,

BERESKIN & PARR LLP/S.E.N.C.R.L., s.r.l.  
Agent for the Applicant  
Brigitte Chan

**Submitted by:**

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**Attention to:** Brigitte Chan

**Reference:** 28753-TM136569CA00

**Name of the individual trademark agent (not firm) submitting this correspondence:** Brigitte Chan