

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: April 14, 2011

Applicant: Miss G-String International LLC
Serial No. 77753000
Filed: 6/5/2009
Mark: MISS G-STRING INTERNATIONAL

MISS G STRING INTERNATIONAL LLC
1420 SUNNINGDALE LANE,
ORMOND BEACH, FL 32174

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On April 5, 2011, the Board granted potential opposer, The World Pageants, LLC's request to extend time to file a notice of opposition, making the date for filing the notice of opposition due on June 5, 2011.

On April 13, 2011, applicant filed a communication with the Trademark Examining Attorney¹. Potential opposer may view a copy of applicant's communication at the following URL :

<http://ttabvue.uspto.gov/ttabvue/v?pno=77753000&pty=EXT&eno=7>

¹ Inasmuch as the Trademark Examining Attorney loses jurisdiction over the above-identified application once the application is approved for publication, the Trademark Examining Attorney forwarded the paper to the Trademark Trial and Appeal Board for consideration.

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By way of its communication, applicant requests that the first, second, and third requests for an extension of time to file a notice of opposition be rescinded because potential opposer failed to comply with Trademark Rule 2.101, the rule governing notices of opposition filed on or after November 1, 2007.

Respectively, applicant is advised that Trademark Rule 2.101 applies to filing of a notice of opposition, and not to a request to extend time to file a notice of opposition.

For information regarding proof of service of a request to extend time to file a notice of opposition, applicant's attention is directed to the Trademark Board Manual of Procedure, TBMP § 203.04 (2nd ed. rev. June 2004), which states in pertinent part:

Inasmuch as a request for an extension of time to oppose is a paper filed prior to the commencement of the opposition, it is ex parte, rather than inter partes, in nature. Accordingly, the request need not include proof of service upon the applicant.

In view thereof, applicant's request to rescind potential opposer's requests to extend time to file a notice of opposition is denied. Accordingly, potential opposer, The Worlds Pageants, LLC is allowed until June 5, 2011, in which to file a notice of opposition, if it so desires.
