

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

Baxley

Mailed: July 17, 2006

Opposition No. 91152940

Sinclair Oil Corporation

v.

Sumatra Kendrick

**Andrew P. Baxley, Interlocutory Attorney:**

On January 31, 2006, the Board granted as conceded opposer's motion for leave to file an amended notice of opposition and set applicant's time to file an answer to the amended notice of opposition. On March 1, 2006, opposer then filed a motion for summary judgment on the grounds of nonuse and fraud.

On April 4, 2006, applicant filed a communication with the Board. The Board construes this communication as a motion to reset her time to respond to the amended petition to cancel and opposer's motion for summary judgment. Inasmuch as this communication does not include proof of service upon opposer, as is required by Trademark Rule 2.119(a), it will receive no consideration at this time. Opposer can obtain a copy of applicant's communication online at <http://ttabvue.uspto.gov/ttabvue/>. Opposer is

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allowed until twenty days from the mailing date set forth in this order to file a brief in response thereto.

Proceedings herein otherwise remain suspended.