

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

Baxley

Mailed: March 20, 2007

Opposition No. 91152940

Sinclair Oil Corporation

v.

Sumatra Kendrick

Andrew P. Baxley, Interlocutory Attorney:

On March 1, 2007, the Board issued an order wherein it allowed applicant twenty days in which to serve a copy of the declaration in support of her amendment of the filing basis of her involved application to Trademark Act Section 1(b), 15 U.S.C. Section 1051(b).

On March 20, 2007, applicant filed a certificate of service which indicates that she served a copy of the declaration on opposer by facsimile on March 11 2007. However, service by facsimile is merely as a courtesy and is not yet recognized as a valid form of service in Board *inter partes* proceedings.¹ See Trademark Rule 2.119(b).

Applicant is allowed until fifteen days from the mailing date of this order to serve a copy of the

¹ Applicant has represented herself throughout most of this proceeding. The Board expects all parties appearing before it to comply with all applicable rules, whether or not they are represented by an attorney.

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declaration in support of her amendment of the filing basis of her involved application to Section 1(b) upon opposer in a manner permitted by Trademark Rule 2.119(b). Proceedings herein otherwise remain suspended.