

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

Skoro

Mailed: November 29, 2006

Opposition No. 91164582

CENTRAL MFG. CO

v.

Pocekovic, Jovan

This case now comes up on Mr. Stoller's motion for reconsideration of the order dismissing this matter on October 13, 2006. Applicant's counsel has responded.

By way of background, on October 13, 2006 the Board received a copy of an order appointing Mr. Richard Fogel to represent opposer as trustee in bankruptcy in this matter. At the same time the Board received a stipulated dismissal without prejudice between Mr. Fogel, as opposer's representative, and counsel for the applicant. On the same day the Board entered the stipulation and dismissed the proceeding without prejudice. On October 17, 2006, Mr. Stoller filed a request for reconsideration of the dismissal and to suspend the proceeding contending that Mr. Fogel is without authority to act on his behalf and further that Mr. Stoller has filed an appeal contesting Mr. Fogel's authority to act on his behalf and on the behalf of his companies.

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Applicant's counsel responded contending Mr. Stoller is operating outside the bankruptcy statute and failed to properly appeal the bankruptcy court's decision on appointing a trustee as well as the trustee's authority to act on corporate matters.

The Board finds that Mr. Stoller is without authority to file papers in this proceeding, that the authority to act in this matter remains vested with the trustee and the proceeding remains dismissed and terminated.

***By the Trademark Trial
and Appeal Board***