

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

Mailed: February 1, 2007

Opposition No. **91169245**

Nextel Communications, Inc.

v.

InterTAN Canada Ltd.

Cheryl Goodman, Interlocutory Attorney:

On March 22, 2006, proceedings were suspended pending consideration by the examining attorney of applicant's motion to amend its identification of goods in International Class 9 which was filed prior to the commencement of this opposition. On August 1, 2006, the examining attorney approved the amendment.

The amendment of identification of goods in Class 9 that was accepted is as follows:

Pocket AM and AM/FM radios, portable AM and AM/FM headset radios, stereomates, water-resistant AM/FM radio, portable and multi-band radios, novelty radios, clock and table radios, AM/FM and CD clock radios, weather radios, FRS (family radio services) 2-way handheld radios, FRS accessories, namely, chargers, electrical and power cables, for radios and radio chargers, radio belt-clips, electrical and power cables, walkie-talkie radios; portable audio units

namely MP3 (mini-disc) players, digital recorders, tape cassette recorders and players, microcassette recorders and players, mini-disc players and recorders, AM/FM tape players, AM and AM/FM/cassette LCD portable players, cassette tape decks, CD players; CD/CD Rom cleaning kits comprised of head cleaning fluids, chamois cloths and swabs; automotive audio systems comprised of AM/FM cassette players, automotive CD units, boosters/equalizers/cassette players, automotive speakers, automotive antennas, electrical and power cables; micro audio systems comprised of automotive raw speakers and replacement parts for speakers; full size audio component stereo systems, stereo systems, home theatre speaker systems, audio receivers, DVD players, AM/FM stereos, portable DVD players, AM/FM receivers, equalizers, public address systems, karaoke machines, electrical and power cables and connectors, sound mixers and reverberators, amplifiers, digital video recorders, combination TV/VCR's, combination DVD/VCR's, home televisions, portable televisions, LCD (liquid crystal display) televisions, VCR players, home theatre systems equipment in a box, namely, speakers, receivers, radios, home theatre systems equipment, namely, speakers, receivers, DVD players, radios, compact disc player home systems equipment, namely intercom system with the addition of a AM/FM radio, music media turntables, AM/FM intercom systems

equipment, namely, speakers, receivers, radios, audio and audio and video accessories, namely, video, electrical and power cables and connectors, video amplifiers, splitters and switches, A/V S-video selectors, remote control units for all audio and audio/video equipment, universal remote controllers, RF modulators, audio and video electrical and power cables and connectors, electrical and power analog and digital multi-testers, electrical and power cables, blank video tapes, video storage cabinets, speakers namely, book shelf speakers, floor standing speakers, wireless speakers, subwoofers, raw speakers and replacement parts, namely, power cables and wiring for home speakers and multi-media speakers; cameras, namely, digital cameras, compact digital cameras, camcorders, 35mm cameras, camera tripods, web and internet cameras; camera accessories, namely, battery checkers, power supplies, camcorder tapes, digital film, audio tapes, USB card readers, electrical and power cables, connectors, optical component electrical and power cables, adapter plugs; PDA's (personal digital assistants), PDA software, PDA accessories, namely, upgrade memory cards, cradle recharging units, plastic and metal stylus, adapters; audio accessories, namely, wireless microphones, wireless headphones, full size headphones, microphones, compact headphones, earbud headphones, headsets, personal computer microphones; personal computer, laptop computers, LCD

(liquid crystal display) monitors, computer monitors, computer keyboards both wired and wireless, computer game pads, computer joysticks, computer controllers, namely, steering wheels, flight yokes, computer mice both wired and wireless, computer components, namely, optical drives, ROMs, adapters, network cables, computer wrist-rests, computer speakers, computer rams, optical drives, computer connection cables and adapters, networking cables, connectors, inkjet printers, inkjet photo printers, laser printers, laser photo printers, inkjet all-in-one print center comprised of printer, page scanner and copier combination unit; computer document scanners, digital memory storage devices, portable USB drives, digital USB storage devices in the nature of digital media card readers, digital media cards, computer upgrade cards, telephones, namely, standard telephones, multi-line telephones, feature telephones, wireless telephones, fashion telephones, cordless telephones, magnetically encoded calling cards, magnetically encoded long distance calling cards, micro tape telephone answering devices, telephone auto dialer/amplifier, digital telephone answering machines, digital telephone answering machines with telephone, telephone answering device with cordless telephone, telephone accessories, namely, electrical cords, extension cords, adaptors, plugs, speakerphones, over-the-ear

telephone headsets, hands free mini telephones, wireless modem/telephone jacks, telephone ID electronic module; electronic door chimes, wireless electronic door chimes, electronic voice memo pads, electronic digital recording pens; automobile accessories, namely, tire pressure gauges, car compasses, electronic lock de-icers, electronic key finders, compasses; metal detectors, pro-metal detectors, portable metal detectors, thermometers, indoor/outdoor thermometers, wireless thermometers, talking thermometers, magnifying glasses, folding magnifiers, dual lens magnifiers, binoculars, optical binoculars, folding binoculars, night vision scope, microscopes, laser pointers, laser pointer pens; golf telescopes, electronic digital golf caddies, battery checkers; hand-held and desk type electronic calculators, printing calculators, scientific calculators, electronic language translators, electronic spell checkers, electronic pocket interpreters, electronic French translators, electronic dictionaries, electronic thesaurus, electronic diaries, electronic crosswords games, electronic organizers, in International Class 9.

In view of the approval of the amendment by the examining attorney, the opposition will go forward on the application as amended with respect to International Class 9.

Opposer is allowed until THIRTY DAYS from the mailing date of this order to advise whether it wishes to proceed with the opposition on this basis; or have the opposition dismissed as a nullity. In the event that opposer does not file a response thereto, proceedings will be resumed and applicant's time to answer and discovery and trial dates will be reset.

Proceedings are suspended pending opposer's response.