

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

MBA

Mailed: December 18, 2008

Opposition No. 91172214

Uniteller Financial Services,  
Inc.

v.

Neteller plc

**Michael B. Adlin, Interlocutory Attorney:**

The Board's order of December 17, 2008, is hereby **VACATED**, and opposer's consent motion for extension, filed December 3, 2008 is hereby **DENIED, WITHOUT PREJUDICE**. Upon closer review, it appears that the required "report" included with the motion does not reveal that anything has occurred in this proceeding since the last consent motion filed October 7, 2008, with the possible exception of opposer transmitting a proposed settlement agreement, which was apparently previously agreed to, to applicant. If the parties have communicated, since October 7, 2008, regarding applicant's execution of the agreement, its purported intention to propose an amendment to its application or anything else, this should be included in any renewed motion for extension. In addition, if there is a reason why

applicant's execution of the agreement has taken well over two months since the terms were agreed to, other than applicant being "located outside the United States," this should be included in the report.

News from the TTAB

The USPTO published a notice of final rulemaking in the Federal Register on August 1, 2007, at 72 F.R. 42242. By this notice, various rules governing Trademark Trial and Appeal Board inter partes proceedings are amended. Certain amendments have an effective date of August 31, 2007, while most have an effective date of November 1, 2007. For further information, the parties are referred to a reprint of the final rule and a chart summarizing the affected rules, their changes, and effective dates, both viewable on the USPTO website via these web addresses:

<http://www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf>

[http://www.uspto.gov/web/offices/com/sol/notices/72fr42242\\_FinalRuleChart.pdf](http://www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf)

By one rule change effective August 31, 2007, the Board's standard protective order is made applicable to all TTAB inter partes cases, whether already pending or commenced on or after that date. However, as explained in the final rule and chart, this change will not affect any case in which any protective order has already been approved or imposed by the Board. Further, as explained in the final rule, parties are free to agree to a substitute protective order or to supplement or amend the standard order even after August 31, 2007, subject to Board approval. The standard protective order can be viewed using the following web address:

<http://www.uspto.gov/web/offices/dcom/ttab/tbmp/stdnagmnt.htm>

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