

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

Mailed: July 26, 2007

Opposition No. 91174711

General Motors Corporation

v.

The Parts Place, Inc.

Cindy B. Greenbaum, Managing Interlocutory Attorney:

On May 2, 2007, the Board issued an order allowing plaintiff time to obtain defendant's written consent to plaintiff's previously filed withdrawal of the opposition.¹ No response has been received. However, for the reasons discussed below, the Board will not dismiss the opposition with prejudice at this point.

It has come to the Board's attention that defendant's attorney, Scott J. Fields, died on April 23, 2007. Mr. Fields was a sole practitioner whose law firm was known as National IP Rights Center, LLC, located at Suite 400, 550 Township Line Road, Blue Bell, PA 19422.

By letter dated May 8, 2007, Paul C. Heintz, Esq. informed the USPTO that the law firm of Obermayer Rebmann Maxwell & Hippel LLP now represents Joanne Fields, administratrix of the

¹ This order may be accessed electronically via the following link:
<http://ttabvueint.uspto.gov/ttabvue/v?pno=91174711&pty=OPP&eno=6>

Opposition No. 91174711

estate Mr. Fields. Mr. Heintz also indicated that Mr. Fields' law practice will be liquidated.

On June 6, 2007, in the matter captioned "Office of Disciplinary Counsel v. Scott J. Fields," the Court of Common Pleas of Montgomery County Pennsylvania entered an order appointing Paul J. Burgoyne, Esq. to serve as Conservator for Scott J. Fields. That order specifically directs Mr. Burgoyne to "take possession of Respondent's files, distribute the files to Respondent's clients and take action with respect to Respondent's bank accounts as required by Pa.R.D.E. 321, 322 and 324."

In view of the foregoing, proceedings herein are suspended except as noted. Defendant is allowed until thirty days from the mailing date of this order to appoint a new attorney, or to file a paper stating that defendant chooses to represent itself. If defendant files no response, the Board may issue an order to show cause why default judgment should not be entered against defendant based on defendant's apparent loss of interest in the case.

The parties will be notified by the Board when proceedings are resumed, and dates, including plaintiff's time to obtain defendant's written consent to the withdrawal, will be rescheduled at the appropriate time.

A copy of this order has been sent to all persons listed below.

Opposition No. 91174711

cc:

Timothy G. Gorbatoff
General Motors Corporation
300 Renaissance Center, MC#482-C23-B21
Detroit, MI 48265-3000

The Parts Place, Inc.
2176 Paul Street
Elburn, IL 60119

Paul C. Heintz
Obermayer Rebmann Maxwell
& Hippel LLP
One Penn Center—19th Floor
1617 John F. Kennedy Blvd.
Philadelphia, PA 19103-1895

Office of the Conservator for
Scott J. Fields
820 Adams Avenue
Suite 170
Trooper, PA 19304-2328