

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

AM

Mailed: December 12, 2007

Opposition No. 91175759

Karsten Manufacturing
Corporation

v.

chaotic.com, inc.

**Robert H. Coggins,
Interlocutory Attorney:**

Applicant's consented November 15, 2007 motion to amend application Serial No. 78631806, and corrected November 20 and December 2, 2007 motions to amend are noted.¹

By the corrected proposed amendment applicant seeks to change the identification of goods and services as follows:

Class 9 **from** "Computer software for detecting and classifying objects in bodies of water for use in the

¹Applicant's motions fail to indicate proof of service of a copy of same on counsel for opposer as required by Trademark Rule 2.119. In order to expedite this matter, opposer is directed to the following URL's where it may view a copy of the motions:

<http://ttabvueint.uspto.gov/ttabvue/v?pno=91175759&pty=OPP&eno=9>
<http://ttabvueint.uspto.gov/ttabvue/v?pno=91175759&pty=OPP&eno=10>
<http://ttabvueint.uspto.gov/ttabvue/v?pno=91175759&pty=OPP&eno=11>

Strict compliance with Trademark Rule 2.119 is required in all further papers filed with the Board.

field of sonar and sonar systems" **to** "Computer software for detecting and classifying objects in bodies of water for use in the field of sonar systems, all of the foregoing products and services marketed to government agencies and to business contractor-resellers to government agencies."

Class 41 **from** "Education, namely, training services in the field of operating sonar and sonar systems" **to** "Education, namely, training services in the field of operating sonar and sonar systems, all of the foregoing products and services marketed to government agencies and to business contractor-resellers to government agencies."

Class 42 **from** "Technical and engineering consulting services in the field of defense, namely, sonar signal processing analysis and sonar systems analysis" **to** "Technical and engineering consulting services in the field of defense, namely, sonar signal processing analysis and sonar systems analysis, all of the foregoing products and services marketed to government agencies and to business contractor-resellers to government agencies."

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because opposer consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

If this resolves the dispute herein, opposer is allowed until **thirty days** from the mailing date of this order to file

a withdrawal of the opposition, failing which the opposition will go forward on the application as amended. See Trademark Rule 2.106(c).

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

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/stndagmnt.htm>