

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

ac

Mailed: February 3, 2009

Opposition No. 91176707

Bayer Aktiengesellschaft

v.

INNERCAP Technologies, Inc.

Ann Linnehan, Attorney

On December 18, 2008, applicant's attorneys filed a request to withdraw as applicant's counsel of record in this case. The request to withdraw as counsel is in compliance with the requirements of Trademark Rule 2.19(b) and Patent and Trademark Rule 10.40, and is accordingly granted. The law firm of Foley & Lardner LLP no longer represents applicant in this proceeding. Applicant's appearance of counsel filed January 8, 2009 is hereby granted and entered.

Discovery and trial dates remain as set in opposer's motion filed January 28, 2009.

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

cc:

Diane G. Elder
Foley & Lardner LLP
321 North Clark, Suite 2800
Chicago, IL 60610

Auma N. Reggy
Adorno & Yoss LLC
1349 West Peachtree Street N.E.
Suite 1500
Atlanta, GA 30309

Stanley C. Macel, III
Connolly Bove Lodge & Hutz LLP
P.O. Box 2207
Wilmington, DE 19899

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>