

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

rr/APB

Mailed: January 12, 2009

Opposition No. 91176890

UniTeller Financial  
Services, Inc.

v.

Neteller plc

**Andrew P. Baxley, Interlocutory Attorney:**

On December 29, 2008, applicant filed a proposed amendment to its application Serial No. 78499650, with opposer's consent.

By the proposed amendment, applicant seeks to change the identification of services in International Class 36 **from** "electronic money issuance and transfer services for consumers and merchants to send and receive payments over the Internet " **to** "providing services for the sending and receiving of online payments of merchants and consumers who have online accounts, as part of the provision of online services or online commercial sales transactions, all via online transfer services; electronic money issuance services."

The amendment is clearly limiting in nature, as required by Trademark Rule 2.71(a). Because opposer

Opposition No. 91176890

consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

If entry of the amendment resolves this case, opposer should withdraw the opposition within thirty days of the mailing date set forth in this order, failing which the opposition will go forward on the application as amended. See Trademark Rule 2.106(c).

Proceedings are otherwise SUSPENDED.

**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/stndagmnt.htm>