

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

dmd

Mailed: January 5, 2009

Opposition No. 91181254

Jason Natural Products, Inc.

v.

Noskin, Kenneth, M

**Denise M. DelGizzi, Supervisory Paralegal Specialist**

On January 2, 2009, the Board sustained the opposition against applicant in Opposition No. 91181182, refusing registration to applicant of the mark in application, Serial No. 78922447. Accordingly, that application, which is also involved in this opposition, now stands abandoned. See Trademark Rule 2.136 and TBMP Section 807.

While the entry of judgment in the other opposition and resulting abandonment of the application does not dictate that judgment automatically be entered in this case, the application shall remain abandoned. Opposer is allowed until **THIRTY DAYS** from the mailing date of this order to inform the Board whether it wishes to go forward and obtain a judgment on the opposition. If opposer fails to respond to this order, the opposition will be dismissed as moot.

Proceedings herein 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>