

ESTTA Tracking number: **ESTTA435312**

Filing date: **10/12/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91199905
Party	Defendant IMJ Marketing Inc.
Correspondence Address	JEFFREY DWECK THE LAW FIRM OF JEFFREY S DWECK PC 43 WEST 33RD STREET, SUITE 304 NEW YORK, NY 10001-2914 UNITED STATES jeffrey@dweckny.com
Submission	Other Motions/Papers
Filer's Name	Jeffrey Dweck
Filer's e-mail	jeffrey@dweckny.com
Signature	/jeffrey dweck/
Date	10/12/2011
Attachments	letter to TTAB 10-11-2011.pdf (1 page)(62747 bytes)

THE LAW FIRM OF
JEFFREY S. DWECK, P.C.
43 West 33rd Street • Suite 304
New York, New York 10001

(212) 967-0500
Fax: (212) 967-0501
Email: Jeffrey@dweckny.com

Jeffrey S. Dweck, Esq.*

Of Counsel:
Jack A. Aini, Esq.

* Also admitted in New Jersey.

October 11, 2011

Trademark Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1451
Alexandria, Virginia 22313-1451

Re: Opposition No. 91199905
Dallas Manufacturing Co., Inc. vs. IMJ Marketing Inc.

Dear Sirs:

We represent the Applicant and Respondent in this Opposition and are writing pursuant to the TTAB's Order of September 22, 2011.

We write this letter to explain the late filing of an Answer to the Opposition in this case.

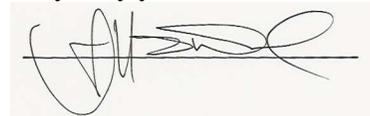
A review of our client file and trademark docket shows that the dates for this proceeding were never calendared. We have reason to believe that our office never received a scheduling order and other customary documentation from the TTAB when this opposition was filed.

We did change offices in March 2011, but we do not believe that to be the reason for the lapse. As of the date of this letter, we do not know why it is that we have no record of having received the scheduling order.

We did discover the proceeding during a routine check of the PTO record, and followed as soon thereafter as possible with the subject filing.

We respectfully ask that these circumstances be considered by the TTAB and we thank you in advance for your consideration.

Very truly yours,



THE LAW FIRM OF
JEFFREY S. DWECK, P.C.