

November 21, 2008

VIA FIRST CLASS MAIL

Robert H. Coggins, Esq.
Interlocutory Attorney
United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

78/266, 217

Re: RA Brands, LLC v. Robert Austin Burns, Jr., Cancellation No. 92048334

Dear Attorney Coggins:

I write on behalf of Petitioner RA Brands, LLC in connection with the above-referenced cancellation proceeding.

On October 24, 2008 the Trademark Trial and Appeal Board ("Board") issued correspondence allowing Respondent Robert Austin Burns, Jr. thirty days to provide notice to the Board whether he has retained new counsel or will represent himself. On November 14, 2008, Respondent advised the Board and Petitioner that Respondent intends to represent himself along with his father, Robert A. Burns, Sr., "in this case until further notice."

Petitioner calls the Board's attention to Trademark Trial and Appeal Board Manual of Procedure § 114.06, which states:

An individual who is not entitled, under 37 C.F.R. § 10.14 (a), (b), or (c), to practice before the Office in trademark cases, will not be permitted to represent a party in a proceeding before the Board.

If it comes to the attention of the Board that an individual who is not entitled, under 37 C.F.R. § 10.14 (a), (b), or (c), to practice before the Office in trademark cases, is attempting to represent a party in a Board proceeding, the Board will notify the individual that he or she is not entitled to do so.



11-24-2008

Petitioner understands that Mr. Burns, Sr. is not an individual qualified to represent parties pursuant to 37 C.F.R. § 10.14 (a), (b), or (c). Accordingly, Petitioner requests that the Board send the requisite notice pursuant to TBMP § 114.06.

Please contact the undersigned with any questions.

Very truly yours,

WOMBLE CARLYLE SANDRIDGE & RICE
A Professional Limited Liability Company



Jacob S. Wharton

JSW:kwb

cc: Robert A. Burns, Jr. (via *First Class Mail and e-mail*)