

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

Mailed: February 7, 2012

Cancellation No. 92051757

Phoenix Trading Inc. dba
Amercare Products, Inc.

v.

Loops, LLC

**Robert H. Coggins,
Interlocutory Attorney:**

On January 23, 2012, petitioner's mailed copy of the Board's January 12, 2012 order was returned to the Board as undeliverable by the U.S. Postal Service.¹ Now, upon review of the case file, it appears that counsel for petitioner included on its recent filings a different address than petitioner's correspondence address of record. It would appear that counsel for petitioner moved during the pendency of this cancellation proceeding but failed to file a change of correspondence address with the Board as required by TBMP § 117.07 (3d ed. 2011).

If a party to a Board proceeding or its attorney moves, a separate written notice of the change of address should be

¹ A courtesy copy of the order was also sent via email to plaintiff at rick@klingbeil-law.com and saraw@klingbeil-law.com. There is no indication that either of these electronic copies was returned.

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filed with the Board. It is the responsibility of a party to a proceeding before the Board to ensure that the Board has the party's current correspondence address. A party or its attorney should not assume that the inclusion of a new address on a document directed to another matter, or on the envelope in which a paper is filed, is sufficient to notify the Board of a change of address. The responsibility for any failure to receive correspondence due to a change of address of which the Board has not been given separate written notice lies with the party or its attorney. The best practice is to promptly file a separate change of address with the Board when the correspondence address for any party to a Board proceeding changes. Parties are encouraged to file changes of address online using ESTTA, where they are able to enter the new address.

In view of the returned mail and counsel's apparent new address, Board records have been updated to reflect petitioner's correspondence address as:

RICK KLINGBEIL
RICK KLINGBEIL PC
2300 SW 1ST AVE STE 101
PORTLAND OR 97201-5047

Petitioner is directed to the following URL where it may view a copy of the Board's January 12, 2012 order:

<http://ttabvueint.uspto.gov/ttabvue/v?pno=92051757&pty=CAN&eno=21>