

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

Mailed: September 9, 2009

Applicant: Urenco Limited  
Serial No.: 79059220  
Filed: 7/10/2008  
Mark:

Michael S. Hargis  
King & Schickli, PLLC  
247 North Broadway  
Lexington, KY 40507-1058

**Millicent Canady, Paralegal**

The notice of opposition filed August 31, 2009 on behalf of Schott AG is noted. Potential opposer's notice of opposition was filed on paper.

Application Serial No. 79059220 was filed based on Trademark Act § 66(a). Trademark Rule 2.101(b)(2) provides that "[a]n opposition to an application based on section 66(a) of the Act must be filed through ESTTA."<sup>1</sup> (emphasis added).

Because electronic filing of notices of opposition against Trademark Act § 66(a) applications is mandatory, potential opposer's notice of opposition cannot be accepted. See, *In re: Börlind Gesellschaft für kosmetische Erzeugnisse mbH*, 73 USPQ2d 2019 (TTAB 2005).

The filing fee submitted with the notice of opposition will be refunded in due course.

cc:

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UNITED STATES

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<sup>1</sup> ESTTA is the Trademark Trial and Appeal Board's electronic filing facility, available at [www.uspto.gov](http://www.uspto.gov). See Trademark Rule 2.2(g).

Similarly, Trademark Rule 2.102(a)(2) requires ESTTA filing of extensions of time to oppose Trademark Act § 66(a) applications.