

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

_____	)
PC Club	)
	)
Opposer,	)
	)
v.	)
	)
Intelligroup, Inc.	)
	)
Applicant.	)
_____	)


Opposition No: 120507

15854000

TRANSMITTAL LETTER

Enclosed is the RESPONSE OF WILMER CUTLER PICKERING HALE AND DORR LLP to TTAB Notice Dated August 29, 2005 that we deposited in the mail on Sept 28, 2005. We inadvertently mailed this Response to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514, and the Response was returned to us.

Respectfully submitted,


  
 \_\_\_\_\_  
 Michael J. Bevilacqua  
 Sarah L. Byrne  
 Wilmer Cutler Pickering Hale  
 and Dorr LLP  
 60 State Street  
 Boston, Massachusetts 02109  
 Tel. 617-526-6000

Date: October 6, 2005



**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451 on October 6, 2005,


  
\_\_\_\_\_  
Sarah L. Byrne

**CERTIFICATE OF SERVICE**

It is hereby certified that a true copy of the foregoing Transmittal Letter was served this 6<sup>th</sup> day of October, 2005 upon:

Christian Misvaer, Esq.  
Intelligroup, Inc.  
499 Thornall Street  
11<sup>th</sup> Floor  
Edison, NJ 08337

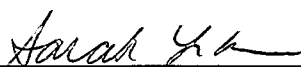
by first-class mail, postage prepaid.

  
\_\_\_\_\_  
Sarah L. Byrne

It is hereby certified that a true copy of the foregoing Transmittal Letter was served this 6<sup>th</sup> day of October, 2005 upon:

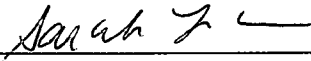
Amanda V. Dwight, Esq.  
Dwight Law Group  
234 E. 17<sup>th</sup> Street, Ste 105-A  
Costa Mesa, CA 92627

by first-class mail, postage prepaid.

  
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Sarah L. Byrne

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BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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PC Club	)	
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Opposer,	)	
	)	
v.	)	Opposition No: 120507
	)	
Intelligroup, Inc.	)	
	)	
Applicant.	)	
_____	)	

RESPONSE OF WILMER CUTLER PICKERING HALE AND DORR LLP  
TO TTAB NOTICE DATED AUGUST 29, 2005

The following remarks are submitted by Wilmer Cutler Pickering Hale and Dorr LLP ("WilmerHale") in response to the notice of the Trademark Trial and Appeal Board dated August 29, 2005. The notice states that WilmerHale's Request to Withdraw as Attorney of Record for Intelligroup, Inc. fails to comply with the requirements of Trademark Rule 2.19(b) and Patent and Trademark Rule 10.40 because the motion does not include one or more of the following requirements: (1) a statement that the practioner has notified the client of his or her desire to withdraw from employment, and has allowed time for employment of another practioner; (2) a statement that all papers that relate to the proceeding and to which the client is entitled have been delivered to the client; (3) if any part of a fee paid in advance has not been earned, a

statement that the unearned part has been refunded; and (4) proof of service of the request upon every other party to the proceeding. Each of these is discussed below:

1. Notice to Client.

As described more fully in WilmerHale's Request to Withdraw as Attorney of Record for Intelligroup, WilmerHale tried unsuccessfully to reach Christian Misvaer, Esq. of Intelligroup several times over the past months for instructions on how to proceed in this opposition. In a letter dated July 6, 2005, WilmerHale advised Mr. Misvaer that if WilmerHale did not hear from Mr. Misvaer by July 13, 2005, it would file a request with the Trademark Trial and Appeal Board to withdraw as attorney of record in this case. Mr. Misvaer has still not heard from Mr. Misvaer. Intelligroup has had ample time since July 6, 2005 to employ another practitioner.

2. Papers have been delivered to the Client.

WilmerHale sent the entire trademark opposition file to Mr. Misvaer, by federal express, on September 20, 2005.

3. Unearned Fees.

No part of a fee has been paid in advance by Intelligroup, Inc. Therefore, a statement that the unearned part of any fee has been refunded is not required.

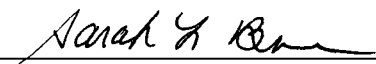
4. Proof of Service.

At the end of this motion are (a) a certificate of service indicating that this Response, together with a copy of WilmerHale's Request to Withdraw as Attorney of Record for Intelligroup, Inc. has been served on Amanda Dwight, counsel for PC Club and (b) a certificate of service indicating that this Response has been served on Christian

Misvaer, Esq. at Intelligroup, Inc. A certificate of service indicating that WilmerHale's Request to Withdraw as Attorney of Record for Intelligroup, Inc. was served on Intelligroup was attached to the Request.

In light of the foregoing, WilmerHale respectfully submits that it has complied with all of the requirements of Trademark Rule 2.19(b) and Patent Trademark 10.140 and renews its request that the Board grant its motion to withdraw as attorney of record for Intelligroup, Inc. in this opposition.

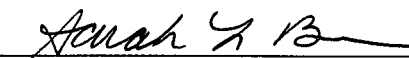
Respectfully submitted,

  
Michael J. Bevilacqua  
Sarah L. Byrne  
Wilmer Cutler Pickering Hale  
and Dorr LLP  
60 State Street  
Boston, Massachusetts 02109  
Tel. 617-526-6000

Date: September 28, 2005

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)**

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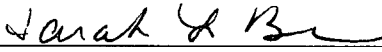
  
Sarah L. Byrne

**CERTIFICATE OF SERVICE**

It is hereby certified that a true copy of the foregoing RESPONSE OF WILMER CUTLER PICKERING HALE AND DORR LLP TO TTAB NOTICE DATED AUGUST 29, 2005 was served this 28th day of September, 2005 upon:

Christian Misvaer, Esq.  
Intelligroup, Inc.  
499 Thornall Street  
11<sup>th</sup> Floor  
Edison, NJ 08337

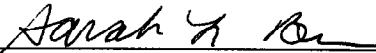
by first-class mail, postage prepaid.

  
\_\_\_\_\_  
Sarah L. Byrne

It is hereby certified that a true copy of the foregoing RESPONSE OF WILMER CUTLER PICKERING HALE AND DORR LLP TO TTAB NOTICE DATED AUGUST 29, 2005 and a true copy of the REQUEST OF WILMER CUTLER PICKERING HALE AND DORR LLP TO WITHDRAW AS ATTORNEY OF RECORD FOR INTELLIGROUP, INC. were served this 28th day of September, 2005 upon:

Amanda V. Dwight, Esq.  
Dwight Law Group  
234 E. 17<sup>th</sup> Street, Ste 105-A  
Costa Mesa, CA 92627

by first-class mail, postage prepaid.

  
\_\_\_\_\_  
Sarah L. Byrne