

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

Baez

Mailed: April 25, 2006

Opposition No. 91160780

Panic, Inc.

v.

Panicware, Inc.

Frances S. Wolfson, Interlocutory Attorney:

On April 21, 2006, applicant's attorneys filed a request to withdraw as applicant's counsel of record in this case.¹ The request to withdraw as counsel is in compliance with the requirements of Trademark Rule 2.19(b) and Patent and Trademark Rule 10.40, and is accordingly granted. The law firm of Darby & Darby P.C. no longer represents applicant in this proceeding.

It is noted that Johnathan Matkowsky signed Darby & Darby's request to withdraw on behalf of Karin Segall, by "penning" her name and signing his initials. This is an improper violation of the requirement that the attorney who files a paper with the Office signs the paper him or herself to show that he/she has read the paper and affirms that

¹ A copy of said request has been placed in both the opposition file and the application file.

there is a sound basis for its filing. See Trademark Rule 2.17(a) and Patent and Trademark Rules 10.14 and 10.18. Mr. Matkowsky is allowed until TWENTY DAYS from the mailing date of this order to submit a copy of the motion to withdraw under his own signature. In the alternative, Ms. Segall is allowed the same twenty days to submit a copy of the motion that she has personally signed.

In view of the withdrawal of applicant's counsel, and in accordance with standard Board practice, proceedings herein are otherwise suspended, and applicant is allowed until **thirty days** from the mailing date of this order to appoint new counsel, or to file a paper stating that applicant chooses to represent itself. If applicant files no response, the Board may issue an order to show cause why default judgment should not be entered against applicant based on applicant's apparent loss of interest in the case.

The parties will be notified by the Board when proceedings are resumed, and dates will be rescheduled at the appropriate time.

A copy of this order has been sent to all persons listed below.

cc:

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