

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

Mailed: December 12, 2007

Opposition No. 91177825

Network Appliance, Inc.

v.

IntApp, Inc

Cheryl Goodman, Interlocutory Attorney:

On November 7, 2007, the Board issued a notice of default for failure of applicant to file an answer. On November 19, 2007, applicant's consented motion, filed via certificate of mailing on October 22, 2007 was associated with the file. In view thereof, notice of default issued on November 7, 2007 is set aside and applicant's consented motion to extend its time to answer and to extend discovery and trial dates is granted.

On November 20, 2007, applicant filed a further consented request to extend time to file its answer as well as an extension of discovery and trial dates.

Applicant's motion is granted.

Dates are reset in accordance with the applicant's motion.

* * * *

The USPTO published a notice of final rulemaking in the Federal Register on August 1, 2007, at 72 F.R. 42242. By this notice, various rules governing Trademark Trial and

Appeal Board inter partes proceedings are amended. Certain amendments have an effective date of August 31, 2007, while most have an effective date of November 1, 2007. For further information, the parties are referred to a reprint of the final rule and a chart summarizing the affected rules, their changes, and effective dates, both viewable on the USPTO website via these web addresses:

<http://www.uspto.gov/web/offices/com/sol/notices/72fr42242.pdf>

http://www.uspto.gov/web/offices/com/sol/notices/72fr42242_FinalRuleChart.pdf

By one rule change effective August 31, 2007, the Board's standard protective order is made applicable to all TTAB inter partes cases, whether already pending or commenced on or after that date. However, as explained in the final rule and chart, this change will not affect any case in which any protective order has already been approved or imposed by the Board. Further, as explained in the final rule, parties are free to agree to a substitute protective order or to supplement or amend the standard order even after August 31, 2007, subject to Board approval. The standard protective order can be viewed using the following web address:

<http://www.uspto.gov/web/offices/dcom/ttab/tbmp/stndagmnt.htm>