

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

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Mailed: November 14, 2007

Opposition No. 91178508

**LOREE RODKIN MANAGEMENT
CORP.**

v.

RAISA RUDEN

Jyll S. Taylor, Administrative Trademark Judge:

On September 22, 2007, applicant's attorney filed a request to withdraw as applicant's counsel of record in this case.¹ Counsel's request to withdraw is hereby denied without prejudice because it fails to comply with the requirements of Trademark Rule 2.19(b) and Patent and Trademark Rule 10.40.

Specifically, the motion does not comply with the following requirement, namely, proof of service of the request upon the client and upon every other party to the proceeding.

¹ The Board notes that the withdrawal was filed with the Trademark Examining Operation. However, the withdrawal should have been filed with the Board, as the Board has jurisdiction over an application involved in an opposition proceeding. See TBMP §§ 116.05 and 212.01 (2d ed. rev. 2004).

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See Trademark Rule 10.40, 37 CFR § 10.40. *Cf. In re Legendary Inc.*, 26 USPQ2d 1478 (Comm'r 1992).

In view thereof, applicant's counsel is allowed until **TWENTY DAYS** from the mailing date of this order to submit a request to withdraw that complies with Trademark Rule 2.19(b) and Patent and Trademark Rule 10.40, failing which the Board will presume that counsel no longer seeks withdrawal.

Proceedings herein are otherwise SUSPENDED and are considered to have been suspended since the filing date of the request to withdraw. If and when proceedings are resumed, applicant will be allowed time to respond to the notice of default, issued September 18, 2007.

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

Cc:

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NEWS FROM THE TTAB:

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

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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>