

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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dmd

April 1, 2019

Opposition 91196928

Kirstin E. Hitchcock

v.

Maruman & Co., Ltd.

By the Trademark Trial and Appeal Board:

INTERNATIONAL REGISTRATION CANCELLED

Application Serial No. 79074865, the subject application of this opposition proceeding, is a request for extension of protection to the United States, filed pursuant to Trademark Act § 66(a), 15 U.S.C. § 1141f(a).

On March 21, 2019, the International Bureau (“IB”) transmitted to the USPTO a “NOTIFICATION OF DEATH OF INTERNATIONAL REGISTRATION”, Registration No. 1018617, upon which the involved extension of protection is based. The IB pointed out in the notification that the reason for death was “Renunciation” and that the expiration date was February 20, 2019.

Pursuant to Trademark Rule 7.30,

When the International Bureau notifies the Office of the cancellation or expiration of an international registration, in whole or in part, the Office shall cancel, in whole or in part, the corresponding pending or registered extension of

protection to the United States. The date of cancellation of an extension of protection or relevant part shall be the expiration of the corresponding international registration or relevant part.

In view thereof, the extension of protection is hereby cancelled and is considered cancelled as of February 20, 2019, and application Serial No. 79074865 stands abandoned.

OPPOSITION SUSTAINED

This opposition proceeding commenced with the filing and the fee on October 13, 2010. After commencement of an inter partes proceeding, Trademark Rule 2.135 provides that if, in an inter partes proceeding, the applicant files an abandonment without the written consent of every adverse party to the proceeding, judgment shall be entered against applicant.

In view thereof, and because opposer's written consent to the abandonment is not of record, judgment is hereby entered against applicant, the opposition is sustained, and registration to applicant is refused.