

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

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Mailed: February 14, 2015

Opposition Nos. 91212032(Parent)
91212034
91212035
91212036
91212038

Champion Roofing, Inc.¹

v.

Champion Window Manufacturing
and Supply Co., LLC AKA Champion
Window

By the Trademark Trial and Appeal Board:

On January 27, 2015, applicant filed an abandonment of its application
Serial Nos. 85702939, 85720613, 85720645, 85749389 and 85824612.

¹ The motion (filed October 23, 2014) to withdraw as counsel of record for opposer in this proceeding is hereby denied without prejudice because it fails to comply with the requirements of Trademark Rules 2.19(b) and Patent and Trademark Rule 11.116. Specifically, the motion does not include one or more of the following requirements: (1) a specification of the basis for the request; (2) a statement that the practitioner has notified the client of his or her desire to withdraw from employment, and has allowed time for employment of another practitioner; (3) a statement that all documents and property that relate to the proceeding and to which the client is entitled have been delivered to the client; (4) if any part of a fee paid in advance has not been earned, a statement that the unearned part has been refunded; and (5) proof of service of the request upon the client and upon every other party to the proceeding. *See* Trademark Rule 2.19(b). *Cf. In re Legendary Inc.*, 26 USPQ2d 1478 (Comm'r 1992).

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 abandonments is not of record, judgment is entered against applicant, the oppositions are sustained and registration to applicant is refused.