

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

dmd

Mailed: May 10, 2016

Opposition No. 91221779

*Speck Pumpen Verkaufsgesellschaft
GmbH*

v.

Winter.pumpen GmbH

By the Trademark Trial and Appeal Board:

INTERNATIONAL REGISTRATION CANCELLED

Application Serial No. 79138830, the subject 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 May 5, 2016, the International Bureau (“IB”) transmitted to the USPTO a “NOTIFICATION OF DEATH OF INTERNATIONAL REGISTRATION”, Registration No. 1182641, 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 March 7, 2016.

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 March 7, 2016, and application Serial No. 79138830 stands abandoned as of that date.

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.