

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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mw/ey

October 8, 2019

Opposition No. 91241401

*Marine Acquisition Corp.*

*v.*

*Hirschmann Automotive GmbH*

**Michael Webster, Interlocutory Attorney:**

Opposer's motion to suspend this proceeding for an additional 90 days is noted.

**Applicant Must Comply With Rules Regarding Legal Representation**

Effective August 3, 2019, the USPTO amended its rules of procedure to require applicants, registrants or parties to a proceeding, whose domicile is not located within the U.S. or its territories, to be represented by an attorney who is an active member in good standing of the bar of the highest court of a state in the U.S., including the District of Columbia or any Commonwealth or territory.

Applicant is domiciled outside of the U.S. Applicant is required to secure U.S. counsel to represent Applicant in this proceeding. 84 FR 31498 (Requirement of U.S. Licensed Attorney for Foreign Trademark Applicants and Registrants, July 2, 2019).<sup>1</sup> Trademark Rules 2.2(o), 2.11(b)-(f), 2.17(b)(3) and 2.32(a)(4).

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<sup>1</sup> <https://www.federalregister.gov/documents/2019/07/02/2019-14087/requirement-of-us-licensed-attorney-for-foreign-trademark-applicants-and-registrants>

Accordingly, Applicant is allowed until **THIRTY DAYS** from the date of this order to obtain U.S. counsel and to establish representation by filing in this proceeding, through ESTTA, 1) a written power of attorney signed by the party the U.S. attorney represents, or 2) a document (e.g. motion, brief) that satisfactorily identifies the individual as U.S. attorney for the party, failing which the Board will require Applicant to show cause why judgment should not be entered against Applicant for loss of interest in this proceeding.

Applicant's filing establishing representation by U.S. counsel must include each of the following: counsel's year of admission, state or territory of admission, and an attestation of good standing. Also, the filing must include proof of service of a copy on all other parties to this proceeding. Trademark Rule 2.119(a); TBMP § 114.03.

Proceedings are otherwise **suspended** pending response to this order. In view thereof, Opposer's motion to suspend is moot.

The parties will be notified by the Board when proceedings are resumed and dates, beginning with Applicant's answer, will be reset, as appropriate.<sup>2</sup>

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<sup>2</sup> The Board notes that the proposed schedule in the Opposer's consented motion does not include the answer due date and three subsequent dates that have not yet closed.