

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
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October 24, 2018

Opposition No. 91242709

*Axflow Holding AB, Axflow Limited*

*v.*

*William J. LoPresti*

**Lalita Webb, Paralegal Specialist:**

Applicant's motion to set aside notice of default does not include proof of service. Trademark Rule 2.119(a) states that every submission filed in an *inter partes* proceeding must be served upon the other party or parties, and proof of such service must be made before the submission will be considered. *See* TBMP § 113.02. The Board may decline to read or consider any future submission filed by Applicant in this proceeding which does not include proof of service. The Board informed the parties of the rules governing service and the service requirement in the notice of institution. Trademark Rule 2.119(b) sets forth the manner of service. *See also* TBMP § 113.04.

At this time, in order to expedite matters, and because the interests of the parties would be served thereby, the Board serves, along with this order, a copy of the

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submission that does not include proof of service. Also, the submission may be accessed via TTABVUE at: <http://ttabvue.uspto.gov/ttabvue/>.