

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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Alexandria, VA 22313-1451
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Hiser/dmd

November 2, 2020

Opposition No. 91249500

eBay Inc.

v.

*Bitbay Spółka Z Ograniczona
Odpowiedzialnoscia*

Denise M. DelGizzi, Chief Clerk of the Board:

INTERNATIONAL REGISTRATION CANCELLED

Application Serial No. 79239507, 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 September 24, 2020, the International Bureau (“IB”) transmitted to the USPTO a “NOTIFICATION OF DEATH OF INTERNATIONAL REGISTRATION”, Registration No. 1419923, upon which the involved extension of protection is based. The IB pointed out in the notification that the reason for death was “Cancellation” and that the expiration date was September 7, 2020.

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 September 7, 2020, and application Serial No. 79239507 stands abandoned.

The resulting abandonment of the involved application herein, however, does not dictate that judgment automatically be entered against Applicant in this case. See TRADEMARK TRIAL AND APPEAL BOARD MANUAL OF PROCEDURE (TBMP) §602.01. Accordingly, Opposer is allowed until **TWENTY DAYS** from the mailing date of this order to inform the Board whether it wishes to go forward to obtain a determination of the opposition on the merits, or to have the opposition dismissed as moot. If Opposer fails to respond, the opposition will be dismissed without prejudice as moot.

Proceedings remain suspended.