

WHY ARE YOU 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

General Email: TTABInfo@uspto.gov

August 19, 2022

Opposition No. 91252817 (parent)

House of Kuipers, LLC and Zox LLC

v.

John Zox

Opposition No. 91265309

Opposition No. 91265525

John Zox

v.

Zox LLC

Cancellation No. 92074323

Zox LLC

v.

John Zox, Daniel Zox, and Andrew Zox

Jill M. McCormack, Interlocutory Attorney:

On June 9, 2022, House of Kuipers, LLC and Zox LLC, filed a notice regarding settlement in the civil action that occasioned suspension of these proceedings. (36 TTABVUE). The submission included (i) a motion to amend Registration No. 5268843, subject of Cancellation No. 92074323, (ii) a request to abandon application

Serial No. 88228839, subject of Opposition No. 91252817, and (ii) withdrawal of all claims and counterclaims in these proceedings, subject to entry of the amendment and abandonment.

Although the proposed amendment and abandonment would otherwise be acceptable, the Board cannot enter them at this time. First, with respect to Registration No. 5268843, John Zox, Daniel Zox and Andrew Zox have not provided consent to the requested amendment, no fee has been paid, and the amendment is not verified or supposed by a declaration under Trademark Rule 2.20. *See* Trademark Rules 2.6(a)(11), 2.133(a) and 2.173(b). Second, with respect to application Serial No. 88228839, John Zox, Applicant in this parent proceeding, has not requested the abandonment, nor did the parties provide the Board with a copy of the relevant settlement agreement.

Accordingly, the parties are allowed THIRTY (30) DAYS from the date of this order to provide the above-described necessary information. For convenience, with respect to the requested amendment to Registration No. 5268843, the parties may use the ESTTA form order in Cancellation No. 92074323 for amendment to a registration with a fee. However, the parties should include notice of such a filing in Cancellation No. 92074323 in this parent proceeding as well.

Proceedings are suspended pending the parties' response to this order.