

TIA#3



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UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

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Mailed: February 24, 2003

Cancellation No. 40,671

Board of Regents, The
University of Texas
System

v.

Pallotta Teamworks

Albert Zervas, Interlocutory Attorney

On July 29, 2002, respondent filed a motion to extend the time to answer until September 26, 2002. The motion does not show proof of service on respondent's attorney of record in violation of Trademark Rules 2.119(a) and (b).

In view thereof, action on respondent's motion is deferred and respondent is allowed until **fifteen days** from the mailing date of this order to serve a copy of its motion on petitioner's attorney of record and to file proof of service of the motion on petitioner's attorney of record. If respondent serves a copy of its motion on petitioner, petitioner is allowed until **fifteen days** (twenty days if service is by first class mail, overnight courier or express

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mail) from the date of service of the motion to file and serve a response to the motion. If petitioner files a response, respondent is allowed until **fifteen days** (twenty days if service is by first class mail, overnight courier or express mail) from the date of service of the response to file and serve a reply. See Trademark Rule 2.127(a) and TBMP §113.05.¹

If the Board does not receive proof of service of the motion on respondent within the time period allowed above, the motion will be denied and petitioner's motion for default judgment (filed September 3, 2002), which includes proof of service on respondent, will be granted as conceded by respondent under Trademark Rule 2.127(a).²

Strict compliance with Trademark Rule 2.119 is required in all papers filed with the Board.

¹ The Trademark Trial and Appeal Board Manual of Procedure (TBMP) is available (i) as a book from the U.S. Government Printing Office (202-512-1800); (ii) as a CD-ROM from the Patent and Trademark Office's Office of Electronic Information Products (703-306-2600); and (iii) on the global computer network at <http://www.uspto.gov/web/offices/dcom/ttab/tbmp>.

² Action on petitioner's motion for default judgment is also deferred at this time.