

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

dmd

Mailed: February 14, 2006

Cancellation No. 92045271

Wiscon Corp.

v.

Cantine Caputo S.p.A.

**Jyll S. Taylor, Attorney:**

The motion (filed December 30, 2005) to withdraw as counsel of record in this case is hereby denied without prejudice because it fails to comply with two of the requirements of Trademark Rule 2.19(b) and Patent and Trademark Rule 10.40.

Specifically, the motion does not include the following requirements: (1) a specification of the basis for the request; (2) if any part of a fee paid in advance has not been earned, a statement that the unearned part has been refunded. See Patent and Trademark Rule 10.40, 37 CFR § 10.40. *Cf. In re Legendary Inc.*, 26 USPQ2d 1478 (Comm'r 1992).

In view thereof, counsel is allowed **THIRTY DAYS** from the mailing date of this order to submit a motion which complies

with Trademark Rule 2.19(b) and Patent and Trademark Rule 10.40.

Except to the extent indicated above, proceedings are suspended. The parties will be notified by the Board when proceedings are resumed, and appropriate dates will be rescheduled in due course.

A copy of this order has been sent to all persons listed below.

cc:

Andrew C. Aitken  
Venable LLP  
PO Box 34385  
Washington, DC 20043-9998

Joanne M. Denison  
Denison & Associates, PC  
212 W. Washington St., #2004  
Chicago, IL 60606

Cantine Caputo S.p.A.  
Via Garibaldi 64 ITX  
Teverola, Italy