

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

October 7, 2021

Cancellation No. 92077943

Damon H Hawkins

v.

William Kain

Victoria von Vistauxx, Paralegal Specialist:

1. Bar Membership Information

On October 6, 2021, counsel for Respondent filed an answer to the petition for cancellation thereby entering an appearance on behalf of Respondent. 37 C.F.R. § 2.17(b)(1)(ii).¹ Effective August 3, 2019, the USPTO amended its rules to require all practitioners qualified under 37 C.F.R. § 11.14(a) to provide the name of a state in which he or she is an active member in good standing; the date of admission to the bar of the named state; and the bar license number, if one is issued by the named state. 37 C.F.R. § 2.17(b)(3).

Accordingly, counsel is allowed **TEN (10) DAYS** from the date of this order to provide the required bar information using the Change of Address form in ESTTA.²

¹ 4 TTABVUE.

² When representing a U.S.-domiciled party or parties, the person filing must check the "I am represented by an attorney" checkbox at the bottom of the applicable ESTTA screen.

The bar information entered on the ESTTA Change of Address form will be masked from TTABVUE, the Board's publicly-available docket and file information.

If the required information is not filed in the time allowed, the Board may issue an order to show cause for failure to provide the required information.

2. Certificate of Service

The answer fails to include proof of service on the other party or parties, as required by Trademark Rule 2.119(a).³ The Board accepts the answer. However, any future submission that does not include proof of service may be denied consideration.

Copies of all submissions filed in this proceeding must be served upon the other party or parties, and accompanied by a statement signed by the attorney or other authorized representative, attached to or appearing on the original submission when filed, clearly stating the date and manner in which service was made. *See* Trademark Rule 2.119(a); TBMP § 113.03. The statement will be accepted as prima facie proof of service, must be signed and dated, and should take the form of a certificate of service as follows:

I hereby certify that a true and complete copy of the foregoing (insert title of submission) has been served on (insert name of opposing counsel or party) by forwarding said copy on (insert date of mailing), via email (or insert other appropriate method of delivery) to: (set out name, and address or email address of opposing counsel or party).

Signature _____
Date _____

³ The Board notes Respondent certificate of electronic filing submitted with the answer.
⁴TTABVUE 3.

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At the following link to TTABVue, the parties may view all submissions in this proceeding: <https://ttabvue.uspto.gov>.

Conferencing, disclosure, discovery and testimony dates remain as previously set forth in the Board's order dated September 2, 2021.