

**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
**Trademark Trial and Appeal Board**  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Johnson

Mailed: June 4, 2003

In re Forum Snowboards, Inc

Serial No. 75835719

Filed: 10/29/1999

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***LaToya C. Johnson, Paralegal:***

Applicant filed, on April 28, 2003 (with a certificate of mailing dated April 24, 2003), a notice of appeal and a request for reconsideration.

The appeal is hereby instituted but, action on it is suspended and the file is remanded to the Trademark Examining Attorney for consideration of the request for reconsideration.

The request contains a proposed amendment to the identification of goods. If the amendment is accepted and the mark is found registrable on the basis of this paper, the appeal will be moot. If the amendment is accepted but the refusal to register is maintained, the Examining

Serial No. 75/835,719

Attorney should issue an Office Action so indicating, and return the file to the Board. The appeal will then be resumed and applicant allowed a sufficient time in which to file its appeal brief. If the Examining Attorney determines that the amendment to the identification is not acceptable, the Examining Attorney should issue an Office Action to that effect, indicating the reasons why the proposed amendment is unacceptable and, if possible, advising applicant as to how to cure any deficiency in the identification.

In any event, the amendment to the identification should be treated as raising a new issue, such that any refusal to accept the proposed identification cannot be made final until applicant is given an opportunity to respond.