

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

Mailed: January 15, 2003

In re Lifeguard Licensing
Corp.

Serial No. 75980145

Filed: 12/18/1998

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Janice D. Hyman, Paralegal:

Applicant's response to the Examining Attorney office action of October 17, 2002 is noted.

The response requires consideration by the Trademark Examining Attorney. Action on the appeal is suspended and the file is herewith remanded to the Examining Attorney.

In the event registrability is found on the basis of this paper, the appeal will be moot and the Board should be so informed. In the event the refusal of registration is maintained, the file should be returned to the Trademark Trial and Appeal Board, proceedings will be resumed and applicant will be allowed time in which to file its brief on appeal.