



09-18-2002

U.S. Patent & TMOtc/TM Mail Rcpt. Dt. #40

TTAB

NOTICE OF APPEAL TO THE TRADEMARK TRIAL AND APPEAL BOARD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
TRADEMARK TRIAL AND APPEAL BOARD

In re Application of:

DIZZY DEAN SOFTBALL & Design
Serial No. 76/100,642

Applicant: Dizzy Dean Baseball, Inc.

Law Office: 108

Trademark Examining
Attorney: Henry S. Zak

NOTICE OF APPEAL

To the Trademark Trial and Appeal Board:

In accordance with 37 C.F.R. § 2.142(a), Applicant hereby appeals to the
Trademark Trial and Appeal Board from the final decision of the Trademark Examining
Attorney dated March 18, 2002, finally refusing registration of the above-identified mark.

The fee for filing the Notice of Appeal should be charged to Covington & Burling Deposit
Account No. 03-3412.

Respectfully submitted,

Bingham B. Leverich
Kathleen T. Gallagher-Duff
Marie A. Lavalleye
Kristina Rosette
Covington & Burling
1201 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2401
Tel: (202) 662-5188
Attorneys for Applicant
Dizzy Dean Baseball, Inc.

TRADEMARK TRIAL AND
APPEAL BOARD
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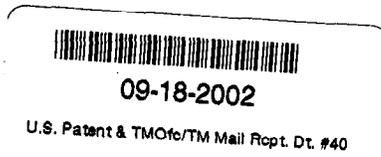
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Dated: September 18, 2002

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE NW
WASHINGTON, DC 20004-2401
TEL 202.662.6000
FAX 202.662.6091
WWW.COV.COM

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September 18, 2002

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ATTN: BOX TTAB - FEE

Assistant Commissioner for Trademarks
U.S. Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Re: Notice of Appeal
Applicant: Dizzy Dean Baseball, Inc.
DIZZY DEAN SOFTBALL & Design, Appl. No. 76/100,642
Our Ref.: 016116.00101

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TRADEMARK FEE PROCESS
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US PATENT &
TRADEMARK OFFICE

Dear Sir/Madam :

We enclose the following for filing in connection with the referenced application:

1. Notice of Appeal; and
2. Self-addressed, stamped postcard for acknowledgment of receipt of the same.

•The filing fee of \$100.00 and any additional fees that may be required, should be charged to Deposit Account No. 03-3412 of Covington & Burling. A duplicate of this letter is enclosed for charging purposes.

Should you have any questions, please contact Kathleen T. Gallagher-Duff, Esq.
at 202/662-5299.

Sincerely,

Carolyn Himmelfarb
Trademark Specialist - Legal
Assistant

Enclosures

cc: Kathleen T. Gallagher-Duff, Esq. (w/encls.)