

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

Mailed: September 27, 2002

In re Cholesterol Control
Laboratories, Inc.

Serial No. 76120200

Filed: 02/17/2000

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Applicant filed, on September 2, 2002 a revocation and power of attorney, on September 12, 2002, an amendment to the identification of goods and an amendment to the Supplemental Register.

Because the amendment to the Supplemental Register may avoid the refusal of registration, the application is remanded to the Trademark Examining Attorney for consideration of the amendment to the Supplemental Register. Action on the appeal is suspended.

The Examining Attorney should continue examination until final resolution of all new issues arising in the examination of applicant's amendment to the Supplemental Register and its amendment to the identification.

If any issues are made the subject of a final action,¹ the Examining Attorney should return this application to the Board for appropriate action in this appeal.

¹In this connection, the amendment to the Supplemental Register as well as the amendment to the identification should be treated as raising new issues, such that any refusal to accept registration on the Supplemental Register or to accept the proposed amendment to the identification (See TMEP 714.05(a)(ii)) cannot be made final until applicant has been given an opportunity to respond.