

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

Mailed: July 5, 2002

In re Saffron Technology,
Inc.

Serial No. 76141657

Filed: 10/05/2000

NEAL B. WOLGIN
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Applicant's notice of appeal filed June 13, 2002 and amendment to allege use filed May 16, 2002 are noted.

The appeal is suspended and the file is herewith remanded to the Trademark Examining Attorney for examination of the amendment to allege use. After the Examining Attorney's issuance of either an acceptance and/or ultimate denial¹ of the amendment, the file should be returned to the Board, the appeal will be resumed and the Board will take appropriate action.

A request for an oral hearing, if desired, is due not later than ten days after the due date for applicant's reply brief.

¹ In this connection, the amendment to allege use should be treated as a new issue, such that any refusal to allow registration cannot be made final until applicant has been given an opportunity to respond.