



TTAB

01-17-2003

U.S. Patent & TMOfc/TM Mail RcptDt. #77

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellant: Appian Communications, Inc.
80 Central Street
Boxborough, Massachusetts 01719

Serial No.: 76/208855

Attorney: C. B. King

Filed: February 12, 2001

Law Office: 109

For: **APPIANVISTA**

Class: 9

01/24/2003

Assistant Commissioner for Trademarks
BOX TTAB FEE
2900 Crystal Drive
Arlington, Virginia 22202-3513

NOTICE OF APPEAL

Applicant hereby appeals to the Trademark Trial and Appeal Board from the Examining Attorney's final refusal of registration, dated July 15, 2002. For payment of the fee required under 37 C.F.R. §2.142(a), the Patent and Trademark Office is authorized to charge **\$100.00** to Hale and Dorr LLP's Deposit Order Account No. 08-0219. The Patent and Trademark Office is also authorized to credit any overpayment or charge any deficit in connection with this mark to Hale and Dorr LLP's Deposit Order Account No. 08-0219. For the purposes of charging the deposit account, a duplicate copy of this transmittal letter is enclosed.

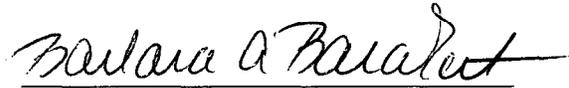
Applicant has filed a response to the final refusal of registration, amending the application to resolve all outstanding issues, by first class mail under 37 C.F.R. §1.8(a) on even date herewith. Applicant respectfully requests that the Trademark Trial and Appeal Board suspend further proceedings with respect to the appeal, including applicant's time to file an appeal brief, and remand the application to the examining attorney for consideration of the

01/24/2003 TSMITH 00000029 080219 76208855
01 FC:6403 100.00 CH

amendment and response for reconsideration. A copy of the "AMENDMENT AND RESPONSE" is enclosed.

Respectfully submitted,

HALE AND DORR



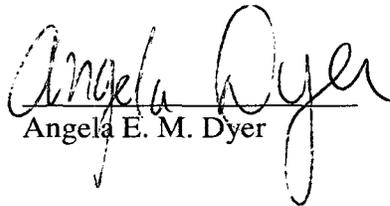
Barbara A. Barakat
Reg. No. 32,190

60 State Street
Boston, Massachusetts 02109
(617) 526-6154

Date: January 15, 2003

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, BOX TTAB FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on January 15, 2003.



Angela E. M. Dyer

Applicant/Registrant/Parties Appian Communications, Inc.

No. (Application, Registration, Opposition, Cancellation) 76/208855

Mark APPIANVISTA

In the above matter, the following have been received by the US Patent and Trademark Office on the date stamped hereon.

- | | |
|--|--|
| <input type="checkbox"/> Express Mail Label No. _____ | <input type="checkbox"/> Specimen(s) (# _____) |
| <input type="checkbox"/> Trademark Application w/Drawing (<input type="checkbox"/> ITU) | <input type="checkbox"/> Section 8 / <input type="checkbox"/> Section 15 Declaration |
| <input checked="" type="checkbox"/> Response to Office Action No. _____ dated <u>7/15/02</u> | <input type="checkbox"/> Section 9 (Renewal Application) |
| <input type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Opposition; <input type="checkbox"/> Cancellation |
| <input type="checkbox"/> Amendment to Allege Use | <input type="checkbox"/> Req. for _____ days Ext. of Time to Oppose |
| <input type="checkbox"/> Statement of Use | <input type="checkbox"/> Transmittal Letter |
| <input type="checkbox"/> Req. for Extension to Time to File Statement of Use | <input type="checkbox"/> Check for \$ _____; check # _____ |
| <input type="checkbox"/> Req. for Connection: _____ | <input type="checkbox"/> Deposit Account Authorization \$ _____ |
- Power of Attorney – Revocation, Appointment, Change of Address for Service
- Other: Amendment and Response.
- Other: Copy of Notice of Appeal.

Mailing Date: 1/15/03 Docket No. 109283-122 Atty/paralegal/secy: BAB