

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

Johnson

Mailed: January 8, 2003

In re DAVE SMITH CHEVROLET
OLDSMOBILE PONTIAC
CADILLAC, INC.

Serial No. 76288519

Filed: 07/19/2001

JAMES D. SHAURETTE
GREGORY & MATKIN P.S.
601 W. FIRST AVENUE SUITE 1300
SPOKANE, WA 99201-3828

LaToya C. Johnson, Paralegal:

Applicant's appeal and request for reconsideration filed November 29, 2002 are noted.

The request for reconsideration requires consideration by the Trademark Examining Attorney. The appeal is instituted, but action on it 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

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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.