

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

In re Application of : Law Office 116
MBBS Holding SA : Examining Attorney
 : Esther Borsuk
Serial No.: 76/310,901 :
 :
 :
Filed: September 10, 2001 :
 :
 :
Trademark: TRANSUMETAL Stylized :

Box TTAB
FEE

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202



01-15-2003
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #01

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NOTICE OF APPEAL

Applicant hereby appeals from the Examining Attorney's final refusal of its application to register the above mark on the Principal Register.

The application is now the subject of a Response to Office Action and Request for Reconsideration which is being filed concurrently. This appeal is being filed to preserve Applicant's rights in the event that the Request for Reconsideration is denied.

01/28/2003 TSMITH 00000113 110600 76310901

01 FC:6403 100.00 CH

Please charge the appeal fee to Kenyon & Kenyon's Deposit Account No. 11-0600. A duplicate of this Notice is enclosed for that purpose.

Respectfully submitted,

KENYON & KENYON

Date: Jan 15, 2003



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Re: Notice of Appeal
Mark : TRANSMETAL (Stylized)
Int. Class : 9
Serial No. : 76/310,901
Filed : September 10, 2001
Applicant : MBBS Holding SA
Our File No. : 12169-6

Madam:

Filed herewith is a Notice of Appeal in connection with the above-identified trademark application. Please charge the filing fee of \$100.00, as well as any additional fees that may be required, to Deposit Account No. 11-0600 (our reference no. 12169-6). A duplicate copy of the Notice of Appeal is enclosed for that purpose.

Respectfully submitted,

KENYON & KENYON

Anne Grosheitsch
Trademark Legal Assistant

Enclosure

cc: Edward T. Colbert, Esq. (without enclosure)
Karen L. Feisthamel, Esq. (without enclosure)