

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Greenhaven Limited
Mark : HP8 and Design
Serial No. : 76/517,145
Filed : May 27, 2003
International Class : 5
Trademark Examining Attorney : William H. Dawe III
Law Office : 108

TTAB



12-30-2004
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #11

745 Fifth Avenue
New York, New York 10151

FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: **Commissioner For Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451, on December 27, 2004.**

Marilyn Matthes Brogan, Reg. No. 31,223

(Name of Applicant, Assignee or Registered Representative)

Signature

December 27, 2004

Date of Signature

NOTICE OF APPEAL

Commissioner For Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Sir:

In response to the Official Action dated June 28, 2004, Applicant hereby appeals to the Trademark Trial and Appeal Board to register the above referenced mark. A check in the amount of \$100.00 is enclosed to cover the fee for the Notice of Appeal.

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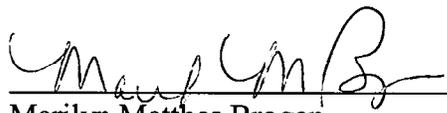
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Please charge any additional fees or credit any overpayment by reason of this request to
Deposit Account No. 50-0320.

This Notice of Appeal is filed in triplicate together with an Amendment After Final
Refusal and Request for Reconsideration.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicant

By: 
Marilyn Matthes Brogan
Reg. No. 31,223

****Please place on Upper Right Corner****
****of Response to Office Action ONLY.****

Examining Attorney: DAWE, BILL

Serial Number: 76/517145

IN THE UNITED STATES PATENT



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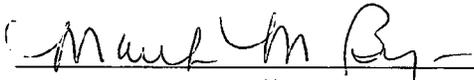
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Marilyn Matthes Brogan, Reg. No. 31,223

Name of Applicant, Assignee or Registered Representative



Signature

December 27 2004

Date of Signature

AMENDMENT AFTER FINAL REFUSAL AND REQUEST FOR RECONSIDERATION

Commissioner of Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Sir:

In response to the Official Action (Final Refusal) dated June 28, 2004, Applicant respectfully requests that the above referenced application be amended as follows:

IN THE IDENTIFICATION OF GOODS:

Please rewrite the identification of goods to read as follows:

-- Nutritional supplements, dietary supplements, oral medicaments for treatment of prostate conditions and the promotion of prostate health, and topical medicaments, namely, topical medicaments for the treatment of prostate conditions and the promotion of prostate health;

Pharmaceutical preparations, for the treatment of prostate conditions and the promotion of prostate health;

Natural health products for medical use, namely herbs, plant products and combinations thereof, for treating of prostate conditions and the promotion of prostate health.--.

REMARKS

By Official Action dated June 28, 2004, the requirement that Applicant amend the identification of goods has been maintained and made final.

In response, Applicant has amended the identification of goods, as set forth above. It is submitted that the identification of goods is now in good form and any criticism of same has been overcome. However, since the outstanding issue addressed herein is a final refusal, Applicant has filed, concurrently, herewith, a Notice of Appeal to preserve Applicant's position.

When the Examining Attorney considers the instant submission, if any outstanding issue remains, the Examining Attorney is respectfully invited to telephone the undersigned in an effort to expedite resolution.

Applicant submits that the instant submission places this application into condition for

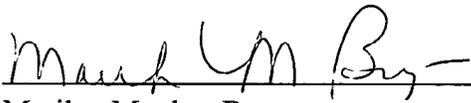
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514745-8007

publication, the early notification of which is respectfully solicited.

It is believed that no fee should be required by reason of the instant submission, however; if any fee has been incurred or if any overpayment has been made, please charge or credit Deposit Account 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicant

By:  _____
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