

United States Patent and Trademark Office
Trademark Trial and Appeal Board
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Mailed: September 26, 2007

In re PENNINGTON SEED, INC.

Serial No. 76535843

Filed: 7/30/2003

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On June 5, 2006, the Board suspended proceedings herein pending the outcome of applicant's appeal of the Board's final decision to the Court of Appeals for the Federal Circuit, Case No. 06-1133, involving application Serial No. 76289621. A review of the record reveals that a final determination has been made in that case, whereby the Court of Appeal for the Federal Circuit affirmed the Board's decision.

In view thereof, proceedings herein are resumed, a decision in the appeal will issue in due course.