

ESTTA Tracking number: **ESTTA272275**

Filing date: **03/16/2009**

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

Application Serial No.	76679924
Applicant	Mortex Manufacturing Co., Inc.

## Notice of Appeal

Notice is hereby given that Mortex Manufacturing Co., Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 76679924.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following class of goods/services:

- Class 002.

All goods and services in the class are appealed, namely: Coating compositions for application to concrete surfaces to improve the surface integrity

Respectfully submitted,

/whd/

03/16/2009

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