

ESTTA Tracking number: **ESTTA216748**

Filing date: **06/10/2008**

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

Application Serial No.	77066763
Applicant	Battelle Memorial Institute

## Notice of Appeal

Notice is hereby given that Battelle Memorial Institute appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77066763.

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 005.

All goods and services in the class are appealed, namely: Formulations used in electrohydrodynamic and electrostatic apparatuses, namely, formulations formulated to produce a Taylor cone which can create sprays, particles, droplets, aerosols, films, filaments, fibers and webs, and structures made therefrom: for inhalation, pill format or topical drug delivery; for medical treatment of wounds, such as those caused by burns, incision or injury; for pesticide delivery to control pests on plant, animals and premises; and for delivery of fragrances for pest control and odor control

Respectfully submitted,  
/C. Michael Gegenheimer/  
06/10/2008

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