

**United States Patent and Trademark Office**  
**Trademark Trial and Appeal Board**  
P.O. Box 1451  
Alexandria, VA 22313-1451

Mailed: October 2, 2008

In re Walton & Post, Inc.

Serial No. 77188155

Filed: 5/23/07

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Karl Kochersperger, Paralegal

Applicant's appeal and request for reconsideration filed September 26, 2008, (with a certificate of mailing dated September 23, 2008) are noted.

The request for reconsideration requires consideration by the Trademark Examining Attorney. The appeal is instituted, but action on it is suspended and the electronic record of the application file is herewith remanded to the Examining Attorney.

In the event registrability is found on the basis of this paper, the appeal will be moot and proceedings will be terminated accordingly. In the event the refusal of registration is maintained, the Board shall be so informed, proceedings will be resumed and applicant will be allowed time in which to file its brief on appeal.