

ESTTA Tracking number: **ESTTA287572**

Filing date: **06/03/2009**

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

Application Serial No.	77201278
Applicant	Zelby, LLC

Notice of Appeal

Notice is hereby given that Zelby, LLC appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77201278.

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 035. First Use: 2006/07/07 First Use In Commerce: 2006/07/07
All goods and services in the class are appealed, namely: Promoting the goods and services of others by preparing and placing advertisements in an electronic magazine accessed through a global computer network; Promoting the goods and services of others via a global computer network; Providing a web site which features advertisements for the goods and services of others on a global computer network; Providing information about the goods and services of others via the global computer network; Promoting the goods and services of others through on-line ordering and cataloging of those goods and services; Promoting the goods and services of others by means of operating an on-line shopping mall with links to the retail web sites of others; Business services, namely, providing computer databases regarding the purchase and sale of a wide variety of products and services of others

Respectfully submitted,
/gailyc c. sonia/
06/03/2009

Gailyc C. Sonia
IP Counsel
Zelby, LLC
100 Main Street
Pawtucket, RI 02860
UNITED STATES
zelbyllc@gmail.com