

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

Mailed: January 13, 2010

In re James Kovach

Serial No. **77351685**

Filed: 12/13/07

BRETTON L. CROCKETT  
MORRISS O'BRYANT COMPAGNI, PC  
734 E 200 S,  
SALT LAKE CITY, UT 84102-2202

***Rochelle Adams, Paralegal Specialist:***

On October 19, 2009, the Board indicated that the above-identified application was being remanded to the Trademark Examining Attorney to consider applicant's request for reconsideration, which was filed back on October 8, 2009. The Board contacted the Examiner and was informed that the application, however, had not reached her docket.

In view thereof, the electronic record of the application file is herewith resubmitted to the Trademark Examining Attorney for consideration of the October 8, 2009 response.

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.