

ESTTA Tracking number: **ESTTA307786**

Filing date: **09/23/2009**

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

Application Serial No.	77397539
Applicant	The Smithfield Packing Company, Incorporated

## Notice of Appeal

Notice is hereby given that The Smithfield Packing Company, Incorporated appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77397539.

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 029.

All goods and services in the class are appealed, namely: fresh, processed, cooked and frozen poultry, beef, pork, and lamb; poultry, beef, pork, and lamb products, namely, prepackaged cooked and uncooked meals

Respectfully submitted,  
/Jeffrey A. Porter/  
09/23/2009

**Jeffrey A. Porter**

**REED SMITH LLP**

**PO BOX 7990**

**PHILADELPHIA, PA 19101-7990**

**UNITED STATES**

**philipdocketing@reedsmith.com, jporter@reedsmith.com, cpierce@reedsmith.com, cnye@reedsmith.com**

**215-851-8100**