

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

Mailed: January 20, 2011

In re K-Swiss Inc.

Serial No. 77438388

Filed: 4/2/2008

NEIL D GREENSTEIN
TECHMARK
1917 PALOMAR OAKS WAY, SUITE 300
CARLSBAD, CA 92008

Nicole M. Thier, Paralegal Specialist:

Applicant's request for remand, filed January 17, 2011, is noted.

Applicant seeks remand so that additional evidence may be introduced and made of record. Inasmuch as good cause has been shown, the request is granted, action on the appeal is suspended, and the file is remanded to the Examining Attorney for her consideration of applicant's coexistence consent agreement proffered with the request.

In the event that registrability is found on the basis of the additional evidence, the appeal will be moot and the Board should be so informed. In the event refusal is

maintained, a brief office action should be issued, excluding the usual language allowing applicant six months to respond, the file should be returned to the Board, proceedings will be resumed, and applicant will be allowed time in which to file its brief on appeal.