

ESTTA Tracking number: **ESTTA295023**

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

Application Serial No.	77443743
Applicant	Convertabath, Inc.

Notice of Appeal

Notice is hereby given that Convertabath, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77443743.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 011. First Use: 2007/05/01 First Use In Commerce: 2007/05/01
All goods and services in the class are appealed, namely: Kits containing parts and instructions for converting an existing bathtub into a walk-in shower, namely shower doors and bathtub surroundings
- Class 037. First Use: 2007/05/01 First Use In Commerce: 2007/05/01
All goods and services in the class are appealed, namely: Repair, refinishing and resurfacing of kitchen and bathroom surfaces, namely bathtubs, showers, sinks, vanities, ceramic tile, countertops, fiberglass, cultured marble, granite, acrylic, porcelain fixtures, wood, vinyl, glass, appliances and metal surfaces; remodeling of bathrooms, namely remodeling of fixtures to convert bathtubs into showers; installation of acrylic tubliner and wall systems

Respectfully submitted,
/Donald W. Hudspeth/
07/13/2009

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