

ESTTA Tracking number: **ESTTA316483**

Filing date: **11/12/2009**

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

Application Serial No.	77525441
Applicant	LS&S RETAIL, INC.

## Notice of Appeal

Notice is hereby given that LS&S RETAIL, INC. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77525441.

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 classes of goods/services:

- Class 025. First Use: 1983/04/01 First Use In Commerce: 2003/05/01  
All goods and services in the class are appealed, namely: Mens, womens and childrens clothing, namely, tee shirts, tank tops, hats, tops, bottoms and headwear
- Class 035. First Use: 2003/05/01 First Use In Commerce: 2003/05/01  
All goods and services in the class are appealed, namely: Online and retail store services featuring clothing, headwear, swimwear and related accessories, bags, backpacks, and sunglasses

Respectfully submitted,  
/farah p. bhatti/  
11/12/2009

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