

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

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Mailed: March 2, 2010

In re: Smarty Ants, Inc.

Serial No. 77560314

Filed: 9/2/2008

John W. Crittenden  
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Applicant filed its notice of appeal with the  
Trademark Trial and Appeal Board on December 11, 2009.

It has come to the Board's attention that this  
application has been approved for publication by the  
Trademark Examining Attorney.

In view thereof, the appeal is dismissed as moot.

***By the Trademark Trial  
and Appeal Board***