

UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

APPLICATION SERIAL NO. 77813409

MARK: INTEGRATED PRESCRIPTION SOLUTIONS



CORRESPONDENT ADDRESS:

DOUGLAS Q HAHN ESQ
STRADLING YOCCA CARLSON & RAUTH
660 NEWPORT CENTER DRIVE SUITE 1600
NEWPORT BEACH, CA 92660-6458

APPLICANT: Integrated Prescription Solutions, Inc.

CORRESPONDENT'S REFERENCE/DOCKET NO:

014025-0003

CORRESPONDENT E-MAIL ADDRESS:

dhahn@sycr.com

MOTION TO REMAND

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD ON APPEAL

TRADEMARK EXAMINING ATTORNEY'S REQUEST FOR REMAND

The trademark examining attorney requests that the Trademark Trial and Appeal Board remand this case to the examining attorney under 37 C.F.R. §2.142(d) for the following reason(s):

1. On January 3, 2011, an Ex Parte appeal was instituted in this case. Subsequently, the assigned Examining Attorney continued the Final Refusal in this case, and the applicant filed its brief on May 2, 2011.
2. On May 11, 2011, the case was reassigned to the undersigned examining attorney, as the previous examining attorney is, and was on that date, on a full time work project outside of the examination corps.
3. In order to fully understand the previous examining attorney's actions, and to defend the appeal of said attorney's actions, the current examining attorney respectfully requests remand to determine the propriety and completeness of the foregone examination as well as to determine the sufficiency of the evidentiary basis for these actions, and to correct the previous actions and/or bolster the evidence if necessary.
4. Such remand is permitted under 37 CFR § 2.142(f)(6). *See* TBMP § 1209.02.

Respectfully submitted,

/mfp/
Mark FP. Pilaro
Trademark Examining Attorney
(Chris Doninger, Managing Attorney)
Law Office 104
571-270-1513