

TTAB

TRADEMARK  
Docket No. 45385.00020

**BEFORE THE UNITED STATES TRIAL AND APPEAL BOARD**

In the application of:

U.S. Encode Corporation

Mark: ENCODE

Serial No.: 78/163,615

Filing Date: 9/12/2002

Trademark Atty: Kelly F. Boulton

Law Office: 102



05-17-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

**NOTICE OF APPEAL**

BOX TTAB  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Dear Sir:

Applicants hereby appeals the decision of the Examining Attorney making Final Refusal to the subject application in the Office Action dated November 14, 2003. A timely Request for Reconsideration is being filed concurrently with this Notice of Appeal.

05/20/2004 KGIBBONS 00000026 78163615

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**CERTIFICATE OF MAILING**  
(37 C.F.R. §1.8a)

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May 14, 2004  
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[Signature]  
Signature of Person Mailing Paper

Also enclosed for filing is a check in the amount of \$100. The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment, to Deposit Account No. 50-2613. A duplicate copy of this letter is enclosed for this purpose

Dated: 5/14/2004

Respectfully submitted,

By: Diane L. Gardner

Diane L. Gardner, Esq.  
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By: Diane L. Gardner  
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