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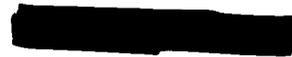
Serial No.: 78/294,818
Law Office: 102
Examining Attorney: John M. Gartner

3322.000001

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : ABELE BERTOZZI S.P.A.
Serial No. : 78/294,818
Filing Date : September 2, 2003
Trademark : PARMA CUBES
Trademark Attorney : John M. Gartner
Law Office : 102



05-12-2005

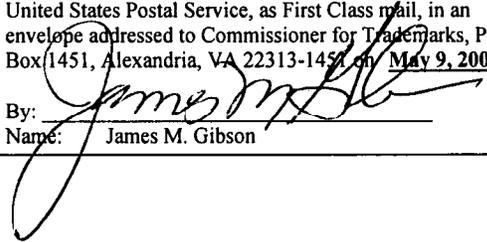
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #74

05/16/2005 KGIBBONS 00000015 78294818

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Certificate Under 37 CFR 2.197: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service, as First Class mail, in an envelope addressed to Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451 on May 9, 2005

By: 
Name: James M. Gibson

Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Trademark Trial and Appeal Board from the November 16, 2004 FINAL refusal to register the above-identified trademark. Please note Applicant filed a Request for Reconsideration simultaneously herewith. A copy is attached as Exhibit 1.

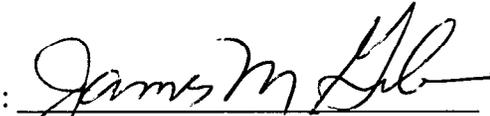
Applicant respectfully requests that this appeal be suspended until such time as the Examining Attorney considers the Request for Reconsideration.

The appeal fee required in 37 C.F.R. § 2.6(a)(18) is enclosed (\$100 per class). The Commissioner is authorized to charge our Deposit Account No. 06-1205 for any fee deficiencies.

Respectfully submitted,

Dated: May 9, 2005

By:



James M. Gibson
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Telephone: (212) 218-2100
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Attorneys for Applicant,
Abele Bertozzi S.p.A.

NY_MAIN 499612v1

Exhibit 1

Serial No.: 78/294,818
Law Office: 102
Examining Attorney: John M. Gartner

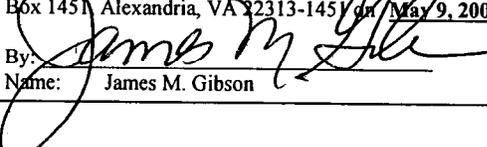
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REQUEST FOR RECONSIDERATION

Sir:

In response to the FINAL Office Action dated November 16, 2004, please consider the following remarks:

Request For Registration On Supplemental Register

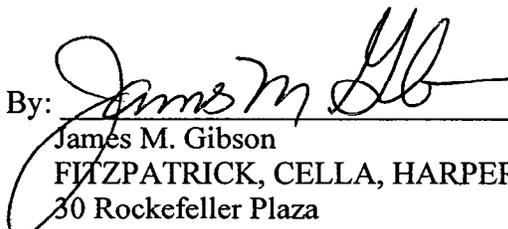
Applicant respectfully disagrees with the Examiner's refusal to register the subject mark, however, Applicant requests that the application be amended by changing the words "Principal Register" to "Supplemental Register."

CONCLUSION

Based on the foregoing, Applicant respectfully requests that the Examining Attorney reconsider the objection in the Office Action dated November 16, 2004, and allow the subject application to proceed to publication at the earliest possible date.

Respectfully submitted,

Dated: May 9, 2005

By: 
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