

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : JMP Industries, Inc.  
For : **DIAMOND INSERT LOGO**  
Serial No. : 78/583,235  
Filed : March 9, 2005  
Class : 07  
Date of Last Action : January 9, 2006  
Examiner : Jeffrey S. DeFord  
Law Office 115  
Our Docket No. : JMPE 5 00016

EX PARTE APPEAL FROM THE EXAMINER OF TRADEMARKS  
TO THE TRADEMARK TRIAL AND APPEAL BOARD

Box TTAB  
Commissioner for Trademarks  
P.O. Box 1451  
Arlington, VA 22313-1451

Dear Sir:

Applicant hereby appeals the TTAB from the decision of the Examiner of Trademarks refusing registration.

The fee set forth in 37 C.F.R. 2.6 for a single class, \$100.00, is included herewith. If such fee is insufficient, the Commissioner is authorized to charge any additional fee which may be required, or credit any overpayment to Deposit Account 06-0308.

07/13/2006 GTHORAS2 00000059 78583235

01 FC:6403

100.00 DP

Respectfully submitted,

FAY, SHARPE, FAGAN, MINNICH & McKEE

By: 

BRIAN E. TURUNG  
Reg. No. 35,394  
1100 Superior Avenue, 7th Floor  
Cleveland, Ohio 44114-2579  
Telephone: (216) 861-5582  
Facsimile: (216) 241-1666

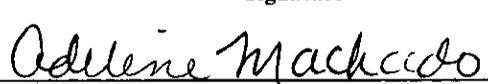
---

CERTIFICATE OF MAILING

I certify that this Appeal is being:

- deposited with the United States Postal Service as First Class mail under 37 C.F.R. 1.8, addressed to: Mail Stop Box TTAB, Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451 on the date indicated below.
- transmitted to facsimile number 703-872-9306 under 37 C.F.R. 1.8 on the date indicated below.
- deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:
Date
July 7, 2006

Signature

Printed Name
Adeline Machado