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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	79109249
Applicant	Hexagon AB
Applied for Mark	HEXAGON
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Submission	Request to Divide
Attachments	Request to Divide HEXAGON.pdf ( 1 page )(55533 bytes )
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Date	05/10/2013

UNITED STATES PATENT AND TRADEMARK OFFICE  
IN THE TRADEMARK TRIAL AND APPEAL BOARD

Mark: HEXAGON (plus design)  
Serial No.: 79/109,249  
Applicant: Hexagon AB  
Filing Date: Nov. 21, 2011  
Exam. Atty: Shaunia P. Carlyle  
Law Office: 110  
Attorney Docket: 3715D/2001

**REQUEST TO DIVIDE APPLICATION  
UNDER TBMP 1205.02**

TO THE TRADEMARK TRIAL AND APPEAL BOARD:

Applicant, Hexagon AB (“Applicant”), hereby requests division of Application Serial No. 79/109,249 for the mark HEXAGON (plus design). The instant application is a multi-class application in International Classes 7, 9, 10, 35, 37, 38, 42, and 45. The appeal of the refusal to register this application concerns only goods in Class 9. No reasons for refusal remain for goods and services in classes other than Class 9. Thus, the Applicant requests that the Board suspend action on the appeal and forward the application to the examining attorney (or divisional unit) in order to process the request to divide.

The Applicant requests that classes other than Class 9, which are not subject to this appeal, be divided out of the application and allowed to proceed to publication. All classes of the application are based on Section 66(a) as a basis for registration, so no use issues are involved in connection with this request to divide.

In summary, Applicant respectfully requests that this multi-class application be divided into the following applications: (i) a multi-class application for International

Classes 7, 10, 35, 37, 38, 42, and 45 for the services listed therein (the “Child Application”), and (ii) a single class application for all the goods currently listed in Class 9 which are the subject of this appeal (the “Parent Application, Ser. No. 79/109,249).

This request is made pursuant to 37 C.F.R. § 2.87 and TBMP 1205.02. Applicant will respectfully pay the fee necessary to divide the application, and seeks guidance from the divisional unit or interlocutory attorney on how the fee can be deducted safely from attorney for Applicant’s deposit account.

Dated: May 10, 2013

Respectfully submitted,

/SAA/

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