

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: September 15, 2016

In re Vitakraft-Werke Wührmann & Sohn
GmbH & C o. KG

Serial No. 79144067

Filed: 12/18/2013

Joi M Wilson, Paralegal Specialist:

On September 12, 2016 Applicant filed a request for remand of application to the Trademark Examining Attorney. The Applicant seeks to have the Examining Attorney review previously unavailable evidence in particular a Section 7 Amendment filed on September 8, 2016 in Registration No. 4585793.

In view of the reasons given therein, the request for remand is granted. Action on the appeal is suspended, and the file is remanded to the Examining Attorney.

In the event registrability is found, the appeal will be moot and the Board should be so informed. In the event the refusal of registration is maintained, the file should be returned to the Trademark Trial and Appeal Board, proceedings will be resumed and Applicant will be allowed time in which to file its reply brief on appeal.