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

Proceeding	79145119
Applicant	Powerful Vision Limited
Applied for Mark	DIAMOND X COLLECTION
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Submission	Applicant's Motion To Accept Filing Of Applicant's Appeal Brief
Attachments	Applicant's Motion to Accept Filing of Applcan't Appeal Brief.pdf(11881 bytes)
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Date	07/14/2015

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

Serial No.:	79145119
Applicant:	Powerful Vision LLC
Filed:	January 23, 2014
Mark:	DIAMOND X COLLECTION

**APPLICANT'S MOTION TO ACCEPT FILING
OF APPLICANT'S APPEAL BRIEF**

Applicant, Powerful Visions LLC ("Applicant") filed a Notice of Appeal of the PTO's Final Action and submitted a concurrently filed a request that the PTO reconsider the refusal on April 9, 2015. On April 30, 2015 the PTO declined to reconsider its position. On May 6, 2015 the appeal of the PTO's refusal was resumed. The deadline to file Applicant's Appeal Brief was July 6, 2015. Due to a misunderstanding of client instructions, Applicant failed to timely file the Appeal Brief. In this Motion, Applicant respectfully requests that the TTAB accept the filing of Applicant's Appeal Brief after the deadline.

Section 1203.02(a) of the TTAB Manual of Procedure states that "[i]f the brief is filed late, the applicant will be allowed an opportunity to submit an explanation for the late filing The determination of whether to accept the brief will depend on the circumstances, including the length of time after the due date that the brief is filed." Here Applicant is submitting its brief within six business days after the deadline. Once discovered, Applicant took immediate steps to remedy the error by filing the Appeal Brief and this Motion to Accept Filing of Applicant's Appeals Brief.

In view of the above, Applicant respectfully requests that the TTAB grant Applicant's Motion to Accept Filing of Applicant's Appeal Brief. We appreciate the TTAB's courtesy in considering this request.

Dated this 14th day of July, 2015.

Respectfully submitted,



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