

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

CV

Mailed: July 11, 2011

In re Berry Plastics  
Corporation

Serial No. 85039101

Filed: 5/14/2010

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Applicant filed its notice of appeal with the  
Trademark Trial and Appeal Board on April 26, 2011.

It has come to the Board's attention that this  
application was published for opposition in the Official  
Gazette on June 28, 2011, thereby resolving the issues on  
appeal.

In view thereof, the appeal is dismissed as moot.

***By the Trademark Trial  
and Appeal Board***