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

Application Serial No.	85486751
Applicant	Neptune Sports Pty Ltd

## Notice of Appeal

Notice is hereby given that Neptune Sports Pty Ltd appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 85486751.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 009.  
All goods and services in the class are appealed, namely: Swimming, snorkeling and diving equipment and apparatus, namely, protective diving boots, buoyancy compensators and buoyancy control devices (BCD) for divers, face masks, diving gloves, goggles, masks, nose clips, snorkels, diving suits, weight belts for scuba diving, pressures gauges, depth level gauges, underwater diving computers, scuba diving regulators and breathing apparatus, namely regulators, rebreathers, compressed air bailout units, signaling and safety apparatus, namely, diving marking and signaling buoys, and safety sausages; and parts and fittings therefor
- Class 025.  
All goods and services in the class are appealed, namely: Clothing and headgear associated with water sports including waterproof clothing and headgear, namely, footwear associated with water sports including waterproof footwear; thermal clothing and headgear, namely, shirts, pants, shorts, headwear and thermal footwear; wetsuits for water sports including wetsuits for waterskiing and windsurfing; clothing for swimming, namely, swim suits, swim trunks, swim caps, snorkeling suits; swimming, snorkeling and diving hoods; swimming, snorkeling and diving kneepads; swimming, snorkeling and diving wetsuits
- Class 028.  
All goods and services in the class are appealed, namely: Sporting articles for water sports, namely, fins for swimming, snorkeling, diving and other aquatic sports, flippers for swimming, snorkeling, diving and other aquatic sports, swimming and snorkeling boots; swimming and snorkeling gloves

Respectfully submitted,  
/jarcher/  
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