

ESTTA Tracking number: **ESTTA651641**

Filing date: **01/22/2015**

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

Proceeding	85574542
Applicant	Ebab Arfeh
Applied for Mark	THE CRAFTS OUTLET
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Submission	Motion to Resume
Attachments	Motion to Reopen.pdf(203389 bytes)
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Date	01/22/2015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board

In re Serial No. 85574542 :
Mark: THE CRAFTS OUTLET :
Applicant: Arfeh, Ebab :

MOTION TO REOPEN APPEAL

COMES NOW the Applicant Ebab Arfeh (hereinafter “Applicant”), by and through counsel The Trademark Company, and respectfully moves the Trademark Trial and Appeal Board (hereinafter “Board”) for an order to reopen the instant appeal stating as follows:

STATEMENT OF THE CASE

On or about July 29, 2013 the Applicant appealed from a then final office action at the examination level. Thereafter, Applicant requested that the application be remanded to the examination level to consider Applicant’s request for reconsider. On or about August 24, 2013 the Appeal was acknowledged by the Board and subsequently the matter was remanded to the examination level. On December 10, 2013, a non-final office action was issued by the examining attorney. Applicant responded to the office action on April 8, 2014. Unpersuaded by the arguments presented, the examining attorney issued a Final office action. On November 13, 2014, Applicant, by Counsel, submitted a Motion to Resume the Appeal as the requisite fees to institute the appeal in this matter were already paid on July 29, 2013. The Appeal was unexplainably terminated on December 29, 2014, in spite of Applicant’s Motion to Resume.

It is herein proven the Appeal was timely, and as such it is requested the Board reinstate the Appeal and consider the Applicant’s Brief as such.

CONCLUSION

WHEREFORE it is respectfully requested that the instant appeal be resumed.

Respectfully submitted this 22nd day of January, 2015

/Matthew H. Swyers/

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