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

Proceeding	85699749
Applicant	TOP BRAND SPÅ#LKA Z OGRANICZONA ODPOWIEDZ
Applied for Mark	ORIGINAL PREMIUM BLACK ENERGY DRINK
Correspondence Address	John Alunit ALUMIT IP 135 S. Jackson Street, Suite 200 Glendale, CA 91205 UNITED STATES john@alunitip.com
Submission	SECOND AMENDED NOTICE OF APPEAL
Attachments	Amended Notice of Appeal - Original Premium Black Energy Drink.pdf(56608 bytes)
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Signature	/john alunit/
Date	08/12/2016

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re:)
)
Serial No. 85699749)
)
Applicant: FOODCARE SP. Z.O.O.)
)
Filed: August 9, 2012)
)
Mark: ORIGINAL PREMIUM BLACK ENERGY DRINK)
_____)

SECOND AMENDED NOTICE OF APPEAL

Applicant, FOODCARE SP. Z.O.O., submits this Second Amended Notice of Appeal, as the appellant was incorrectly identified as the assignor, TOP BRAND SPÓLKA Z OGRANICZONA ODPOWIEDZ, in the Notice of Appeal (and Amended Notice of Appeal) filed today.

An assignment was recorded on November 13, 2015, but is not reflected in TESS. Applicant's attorney realized this error after checking the assignment database.

Applicant therefore requests that the assignee be identified as the appellant. An amended Appellant's Brief is submitted concurrently. Applicant reiterates that it appeals the refusal of all of the goods in class 032.

Submitted: Aug. 12, 2016

By: _____/John Alunit/_____

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