

ESTTA Tracking number: **ESTTA663077**

Filing date: **03/25/2015**

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

Application Serial No.	85820159
Applicant	Lifetime Tool & Building Products, LLC

Notice of Appeal

Notice is hereby given that Lifetime Tool & Building Products, LLC appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 85820159.

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 006. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Building materials, namely, seals, flashings, anchors and mounts primarily of metal for preventing and controlling water, moisture, insects, fungal and mold penetration and structural deterioration, for protecting vent, fixture and baffle intersections from environmental damage, for directing or resisting movement of collected natural environmental solid materials and for general protection of property and persons, for commercial, warehouse and residential buildings and not for storage buildings or sheds; Building materials, namely, roof, side and wall attachments of metal in the nature of gutter brackets, snow guard rails, vent enclosures, seals and flashings for roof deck protrusions, drains and pitch pans and leak preventers, namely, flashings and seals for preventing and controlling water, moisture, insects, fungal and mold penetration and structural deterioration, for protecting vent, fixture and barrier intersections from environmental damage, for directing or resisting movement of collected natural environmental solid materials and for general protection of property and persons, for commercial, warehouse and residential buildings and not for storage buildings or sheds
- Class 019. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Building materials, namely, seals not of metal, for preventing and controlling water, moisture, insects, fungal and mold penetration and structural deterioration, for protecting vent, fixture and barrier intersections from environmental damage, for directing or resisting movement of collected natural environmental solid materials and for general protection of property and persons, for commercial, warehouse and residential buildings and not for storage buildings or sheds; building materials, namely, roof, side and wall attachments not of metal in the nature of seals and flashings attached to a building substrate for an exterior surface of the building, for preventing and controlling water, moisture, insects, fungal and mold penetration and structural deterioration, for protecting vent, fixture and barrier intersections from environmental damage, for directing or resisting movement of collected natural environmental solid materials and for general protection of property and persons, for commercial, warehouse and residential buildings and not for storage buildings or sheds

Respectfully submitted,
/James C. Wray/
03/25/2015

JAMES C. WRAY

JAMES C. WRAY

1493 CHAIN BRIDGE RD STE 300

MC LEAN, VA 22101-5726

UNITED STATES

jameswray@jcwray.com

703-442-4800