

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: May 15, 2014

Applicant: PBM Nutritionals, LLC
Serial No. 85901669
Filed: 4/11/2013
Mark: FIRST START

THEODORE A BREINER
BREINER & BREINER LLC
115 N HENRY ST
ALEXANDRIA VA 22314-2903
UNITED STATES

Tyrone Craven, Lead Paralegal Specialist:

The petition for cancellation filed by **Gerber Products Company** on April 28, 2014 is noted.

The petition to cancel is premature since application Serial No. 85901669 for the mark FIRST START has not matured into a registration as of May 15, 2014. A petition to cancel may be accepted only when the application has matured into a registration.

Accordingly, the petition to cancel will not be instituted. The petition to cancel will be returned to Gerber Products Company after a refund of the petition fee has been effected.