

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

Mailed: April 20, 2015

In re 4 Brothers blended Beer Co., LLC

Serial No. 86015064

Filed: 7/19/2013

**Joi Wilson, Paralegal Specialist:**

On March 30, 2015, Applicant filed a request to suspend action on the above captioned appeal pending the filing of a Section 8 affidavit.

Registration No. 3588084, which forms the basis for refusal under Section 2 (d), was registered on March 10, 2009. Accordingly, a Section 8 affidavit of use is due to be filed by March 10, 2015 (i.e. within the six (6) month grace period) after the due date for filing the affidavit. *See* Section 8 of the Trademark Act, 15 U.S.C. §1058. Office records do not reflect the filing of such a paper yet.

If the Section 8 affidavit is not filed within the six month grace period following the due date, the cited registration will automatically be cancelled by this office approximately thirty (30) days after the close of the grace period, in this case, October 10, 2015.

Accordingly action on the appeal is suspended pending a determination as to whether the cited registration has been cancelled. If the cited registration is cancelled, the Board will dismiss the appeal as involving a moot issue. If prior to the Board's taking action in the appeal, Applicant becomes aware that the cited registration has been cancelled, it may so advise the Board and request that the Board dismiss the appeal as moot.