

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: May 8, 2015

In re Vitamin Shoppe Procurement
Services, Inc.

Serial No. 86081774

Filed: 10/3/2013

Nicole Thier, Paralegal Specialist:

Applicant's request for remand filed May 7, 2015, is noted.

Inasmuch as good cause has been shown, the request is granted.

Accordingly, action on the appeal is suspended and the file is remanded to the Examining Attorney for consideration of Applicant's consent coexistence agreement proffered with the request.

In the event that registrability is found on the basis of the additional evidence, the appeal will be moot and the Board should be so informed. In the event refusal is maintained, a brief office action should be issued, excluding the usual language allowing applicant six months to respond, the file should be returned to the Board, proceedings will be resumed, and Applicant will be allowed time in which to file its brief on appeal.