

ESTTA Tracking number: **ESTTA752099**

Filing date: **06/13/2016**

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

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|------------------------|-------------|
| Application Serial No. | 86135931 |
| Applicant | Tarte, Inc. |

Notice of Appeal

Notice is hereby given that Tarte, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 86135931.

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 003. First Use: 2008/11/01 First Use In Commerce: 2008/11/01
All goods and services in the class are appealed, namely: cosmetics infused with naturally-derived ingredients; cosmetic preparations infused with naturally-derived ingredients; cosmetic preparations for skin care infused with naturally-derived ingredients; non-medicated skin care preparations infused with naturally-derived ingredients; cosmetic creams infused with naturally-derived ingredients; self tanners, namely, self-tanning preparations infused with naturally-derived ingredients; cosmetic tanning preparations infused with naturally-derived ingredients; self-tanning preparations infused with naturally-derived ingredients; tanning creams infused with naturally-derived ingredients; non-medicated sun care preparations infused with naturally-derived ingredients; body oil infused with naturally-derived ingredients; body powder infused with naturally-derived ingredients; essential oils infused with naturally-derived ingredients; cosmetic bags containing cosmetics infused with naturally-derived ingredients; kits and gift sets comprised primarily of cosmetics and skin care preparations infused with naturally-derived ingredients
- Class 035. First Use: 2008/11/01 First Use In Commerce: 2008/11/01
All goods and services in the class are appealed, namely: online retail store services featuring cosmetics, skin care products and beauty products infused with naturally-derived ingredients; online buyer's guide service providing consumer information in the field of cosmetics infused with naturally-derived ingredients; providing online consumer information in the field of cosmetics infused with naturally-derived ingredients
- Class 044. First Use: 2008/11/01 First Use In Commerce: 2008/11/01
All goods and services in the class are appealed, namely: providing a website featuring information in the field of beauty; providing a website featuring beauty information about cosmetics and skin care

Respectfully submitted,
/emilycholmes/
06/13/2016

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