

From: Dennis, Seth

Sent: 3/8/2016 4:08:20 PM

To: TTAB EFiling

CC:

Subject: U.S. TRADEMARK APPLICATION NO. 86263642 - MERSIN - N/A - REMAND REQUEST TO TTAB

Attachment Information:

Count: 1

Files: 86263642.doc

UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

U.S. APPLICATION SERIAL NO. 86263642

MARK: MERSIN



CORRESPONDENT ADDRESS:

NIHAT DENIZ BAYRAMOGLU

BAYRAMOGLU LAW OFFICES LLC

2520 SAINT ROSE PARKWAY SUITE 309

HENDERSON, NV 89074

APPLICANT: Yahya Kemal Gungor

CORRESPONDENT'S REFERENCE/DOCKET NO:

N/A

CORRESPONDENT E-MAIL ADDRESS:

in@bayramoglu-legal.com

MOTION TO REMAND

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD ON APPEAL

TRADEMARK EXAMINING ATTORNEY'S REQUEST FOR REMAND

The trademark examining attorney requests that the Trademark Trial and Appeal Board remand this case to the trademark examining attorney under 37 C.F.R. §2.142(d) for the reason that follow.

In an Incoming Correspondence dated 02/05/2015, applicant claimed acquired distinctiveness under Trademark Act Section 2(f) for the term **MERSIN** in the applied-for mark.

In an Office Action dated 02/15/2015, the examining attorney issued a requirement to disclaim the term **MERSIN** and refused applicant's claim of acquired distinctiveness.

The disclaimer requirement was made final in a Final Action dated 04/10/2015; however, the refusal of applicant's claim of acquired distinctiveness was never made final prior to the filing of applicant's appeal.

Because the issue regarding applicant's claim of acquired distinctiveness represents a separate issue, the examining attorney requests remand of the application so that a subsequent final action may be issued. *See* 37 C.F.R. §2.142(f)(6); TMEP §§1212.02(c), 1504.05; TBMP §1209.02.

Respectfully submitted,

/Seth Dennis/

Examining Attorney

Law Office 113

(571) 272-9495

seth.dennis@uspto.gov

(Odette Bonnet, Managing Attorney)

Law Office 113

571-272-9426