

ESTTA Tracking number: **ESTTA698198**

Filing date: **09/24/2015**

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

Application Serial No.	86273794
Applicant	Summerland Varieties Corp.

Notice of Appeal

Notice is hereby given that Summerland Varieties Corp. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 86273794.

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 class of goods/services:

- Class 031. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: live commercial fruit trees and fresh deciduous fruit

Respectfully submitted,
/Nancy V. Stephens/
09/24/2015

NANCY V. STEPHENS

Attorney

FOSTER PEPPER PLLC

1111 3RD AVE STE 3400

SEATTLE, WA 98101-3264

UNITED STATES

stepn@foster.com

206-447-8925