

ESTTA Tracking number: **ESTTA752931**

Filing date: **06/16/2016**

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

Proceeding	86359908
Applicant	XML Team Solutions, LLC
Applied for Mark	ICON SPORTSWIRE
Correspondence Address	MATTHEW H SWYERS THE TRADEMARK COMPANY 344 MAPLE AVE W STE 151 VIENNA, VA 22180-5612 UNITED STATES admin@thetrademarkcompany.com, mswyers@TheTrademarkCompany.com
Submission	Applicants Request for Remand and Amendment
Attachments	Motion to Remand - ICON SPORTSWIRE.pdf(209418 bytes ) Exhibit A.pdf(488747 bytes )
Filer's Name	Matthew H. Swyers
Filer's e-mail	mswyers@thetrademarkcompany.com
Signature	/Matthew H. Swyers/
Date	06/16/2016



Accordingly, pursuant to TBMP § 1209.04 it is respectfully requested that the Board grant the instant motion and remand the matter to the examining attorney for the entry of the substitute specimen in hope that the instant submission will render this appeal moot.

**DECLARATION**

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that, the substitute specimen submitted as Exhibit A is a true and accurate specimen and said specimen was in use in commerce at least as early as the day the instant application was filed.

**CONCLUSION**

WHEREFORE it is respectfully submitted that good cause exists and/or the TBMP provides that the instant request be granted and the application be remanded to the Examining Attorney for further consideration of the Application with the amendments thereto.

Respectfully submitted this 16<sup>th</sup> day of June, 2016.

/Matthew H. Swyers/  
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# Icon Sportswire

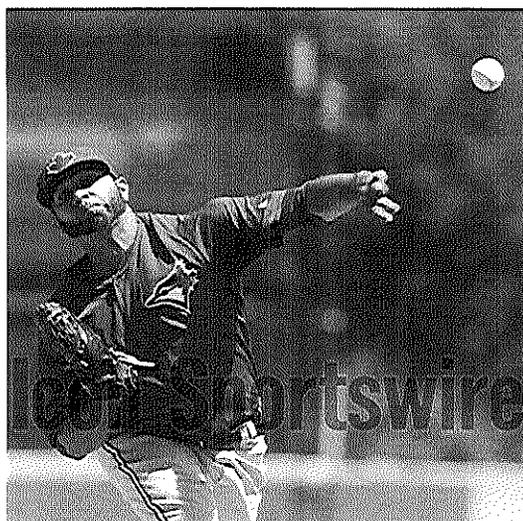
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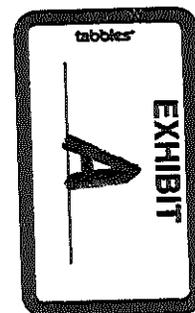
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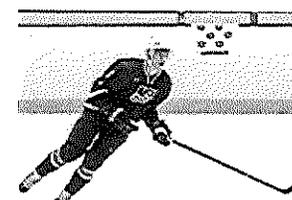
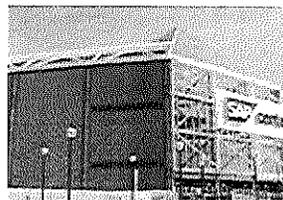
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