



Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451  
[www.uspto.gov](http://www.uspto.gov)

## LETTER OF PROTEST MEMORANDUM

DATE: March 9, 2010

TO: Gerard F. Rogers  
Acting Chief Administrative Trademark Judge,  
Trademark Trial and Appeal Board

FROM: Dawnmarie D. Sanok  
Staff Attorney  
Office of the Deputy Commissioner for  
Trademark Examination Policy

SUBJECT: Restoration of Jurisdiction in Trademark Application SN 77756144  
Opposition No. 91193931

The Commissioner for Trademarks has approved the granting of a Letter of Protest that was filed in the above-identified trademark application. The Letter of Protest presented evidence that would support a possible likelihood of confusion of the above mark with the mark "JADE" in Application Serial No. 77305770 for women's apparel and the marks "JADE and Design" in Application Serial Nos. 78484891 and 78403893 for women's apparel. Since an opposition proceeding has been instituted against this application, jurisdiction over this application rests with the Trademark Trial and Appeal Board.

Therefore, the Office of the Commissioner for Trademarks requests that the Trademark Trial and Appeal Board restore jurisdiction over this case to the Examining Attorney to take appropriate action based on the information presented in the Letter of Protest. Your signature below will indicate that restoration of jurisdiction to the Examining Attorney has been granted.

### GRANT OF RESTORATION OF JURISDICTION

/Gerard Rogers/  
Gerard F. Rogers  
Acting Chief Administrative Trademark Judge,  
Trademark Trial and Appeal Board

March 9, 2010  
Date



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## LETTER OF PROTEST MEMORANDUM

DATE: March 3, 2010

TO: Lynne Beresford  
Commissioner for Trademarks

FROM: Dawnmarie D. Sanok  
Staff Attorney  
Office of the Deputy Commissioner for  
Trademark Examination Policy

SUBJECT: Letter of Protest filed in reference to Trademark  
Application Serial No. 77756144 for the mark JAYDE

I recommend that this Letter of Protest be granted. If the Letter of Protest is granted, jurisdiction will be restored to the Examining Attorney by the Trademark Trial and Appeal Board (Board) since an opposition proceeding has been instituted involving this application and jurisdiction over the application is with the Board. Upon restoration of jurisdiction the Examining Attorney will take further action consistent with the information presented in the Letter of Protest.

Specifically, there is a possible likelihood of confusion of the above mark with the mark "JADE" in Application Serial No. 77305770 for women's apparel and the marks "JADE and Design" in Application Serial Nos. 78484891 and 78403893 for women's apparel.

If you are in agreement with my determination, please sign in the space indicated below. If you disagree with my determination, please return the application file to me and I will issue a denial letter to the protestor.

APPROVAL TO GRANT LETTER OF PROTEST

  
Lynne Beresford  
Commissioner for Trademarks

03/04/10

(Date)