

ESTTA Tracking number: **ESTTA553122**

Filing date: **08/08/2013**

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

Proceeding	91210863
Party	Plaintiff Chris Economides III
Correspondence Address	CHRIS ECONOMIDES III 3953 AVERA AVENUE WINSTON-SALEM, NC 27106 UNITED STATES TTAB_Got_Ouzo@yahoo.com
Submission	Other Motions/Papers
Filer's Name	Chris Economides III
Filer's e-mail	TTAB_Got_Ouzo@yahoo.com
Signature	/Chris Economides III/
Date	08/08/2013
Attachments	Notice to TTAB.pdf(192607 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRADEMARK TRIAL AND APPEAL BOARD

OPPOSITION NUMBER 91210863

CHRIS ECONOMIDES, III,)	
an individual,)	
OPPOSER)	
)	NOTICE TO THE
v.)	USPTO TTAB OF
)	FILING OUT
THANCO PRODUCTS AND IMPORTS, INC.,)	OF TIME
a Texas Corporation,)	
APPLICANT)	

WHEREAS, Now comes the Opposer, Chris Economides III, and says that he filed a Response to Motion to Dismiss in the above captioned matter.

The applicant filed with the United States Patent and Trademark Office Trademark Trial and Appeal Board a Reply in Further Support of Motion to Dismiss on August 5, 2013.

Opposer's Reponse to Motion to Dismiss filed with on July 16, 2013. This was the date the response was electronically filed with the United States Patent and Trademark Office and also the date of service to the Applicant.

According to United States Trademark Law, 37 C.F.R. §2.127(b) as well as 37 C.F.R. §2.127(e)(1) specifically:

“A reply brief, if filed, shall be filed within fifteen days from the date of service of the brief in response to the motion.”

Opposer shows that the reply brief of the Applicant was filed out of time. The fifteenth, and final day, for which the Applicant could have filed his reply was Wednesday, July 31, 2013.

THEREFORE, Opposer asks that the reply brief not be considered in the decision of the Motion to Dismiss and asks again that this motion be denied.

This, the 8th day of August, 2013.

Respectfully submitted,

/Chris Economides III/

Chris Economides III

CERTIFICATE OF SERVICE

I, Chris Economides III, do hereby affirm that a true and correct copy of the attached Notice to the USPTO TTAB of Filing Out of Time is being electronically transmitted to the United States Patent and Trademark Office Trademark Trial and Appeal Board on August 8, 2013. Further, a true and correct copy is being deposited with the United States Postal Service via first class mail, with proper postage, on August 8, 2013 for delivery to the Applicant at the address below:

Peter Harvey
Harvey Siskind LLP
4 Embarcadero Center, 39th Floor
San Francisco, CA 94111

 /Chris Economides III/

Chris Economides III