

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: January 12, 2004

In re MBT International, Inc.

Serial No. 75927357

Filed: 02/24/2000

MEYER A GROSS
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Proceedings on the appeal were suspended pending the determination of an application for renewal for Registration No. 1,221,477 which the Examining Attorney had raised a Section 2(d) bar to registration.

Registration No. 1,221,477 was cancelled on October 4, 2003.

In view thereof, the file is remanded to the Examining Attorney to consider the effect of the cancellation on the Section 2(d) refusal. In the event registrability is found, the appeal will be moot and the Board should be so informed. In the event the refusal of registration is maintained, the file should be returned to the Trademark Trial and Appeal

Board, proceedings will be resumed and applicant will be allowed time in which to file its appeal brief.