

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

Mailed: December 23, 2002

In re Ela Medical

Serial No. **76269892**

Filed: 06/11/2001

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***Rochelle Ricks, Paralegal Specialist:***

Applicant's appeal and request for reconsideration filed November 25, 2002 (with a certificate of mailing dated November 22, 2002) are noted.

The request for reconsideration requires consideration by the Trademark Examining Attorney. The appeal is instituted, but action on it is suspended and the file is herewith **remanded** to the Examining Attorney.

In the event registrability is found on the basis of this paper, 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 brief on appeal.