

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

Mailed: October 3, 2003

In re PORTER
INTERNATIONAL CO., LTD.

Serial No. **76393495**

Filed: 04/09/2002

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Rochelle Ricks, Paralegal Specialist:

Applicant's response, filed on September 11, 2003 is noted.

On September 30, 2003, the Board sent applicant a notice acknowledging receipt of its notice of appeal, and indicated that applicant's appeal brief was due by November 10, 2003. At that time, however, the Office had not yet received applicant's response. Action on the appeal is suspended and the file is herewith **remanded** to the Examining Attorney for consideration of applicant's September 11, 2003 response.

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 sufficient time in which to file its brief on appeal.