

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

Mailed: April 27, 2004

In re The Murray Company

Serial No. 76465812

Filed: 11/08/2002

**THAD N. LEACH
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The notice of appeal filed by applicant on April 13, 2004, with a certificate of mailing by express mail dated April 13, 2004, is noted.

Since the final refusal by the Trademark Examining Attorney was dated October 9, 2003, applicant had until April 9, 2004 in which to file its appeal herein. See: Rule 2.142(a).

Applicant's appeal is accordingly untimely and cannot be instituted. The application therefore stands abandoned. See: Rule 2.141.

***By the Trademark Trial
and Appeal Board***