

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

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In re Trademark Application of)
Richard J. Olin)
Serial No.: 76538741)
Filed: August 21, 2003)
Mark: MAX and Design)
-----)

Law Office: 111
Examiner: Kenneth Battle

COVER SHEET

Trademark Trial and Appeal Board
Commissioner for Trademarks
PO Box 1451
Alexandria, VA 22313-1451

Madam:

Enclosed for filing in connection with the above-referenced application, please find the following:

- 1) Notice of Appeal and Request for Suspension Pending Request for Reconsideration
- 2) Check in the amount of \$100.

Respectfully submitted,

Janice W. Housey

Janice W. Housey
Counsel for Applicant.

Date: September 13, 2005

Roberts, Mlotkowski & Hobbes
8270 Greensboro Drive, Suite 850
McLean, VA 22102
Main Number: 703-584-3270
Main Fax: 703-848-2981



09-14-2005

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail postage prepaid in an envelope addressed to: Trademark Trial and Appeal Board, Commissioner for Trademarks, PO Box 1451, Alexandria, VA 22313-1451.

Signature
Helene Stanonik

Name

September 13, 2005

Date

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NOTICE OF APPEAL AND REQUEST FOR SUSPENSION
PENDING REQUEST FOR RECONSIDERATION

Madam:

Applicant hereby respectfully appeals the final refusal in the Office Action mailed March 22, 2005. Enclosed herewith is a check for \$100.00, the statutory fee for the Notice of Appeal.

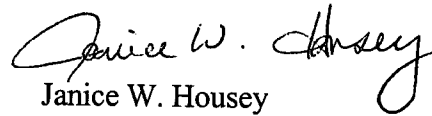
A Request for Reconsideration is being filed simultaneously. In accordance with

Trademark Trial and Appeal Board procedures, it is respectfully requested that the Appeal be suspended pending consideration by the Examining Attorney of the Request for Reconsideration.

Applicant respectfully awaits notification of the due date for the Applicant's Appeal Brief.

If there are questions concerning the appeal, please contact the undersigned.

Respectfully submitted,



Janice W. Housey
Counsel for Applicant

Date: September 13, 2005

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