

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: November 13, 2015

In re Warner Power LLC

Serial No. 77136351

Filed: 3/21/2007

Denise M. DelGizzi,
Chief Clerk of the Board

On November 12, 2015, the Examining Attorney filed a request, pursuant to Trademark Rule 2.142(d), 37 CFR §2.142(d), that the application be remanded to her for further examination.

Specifically, the Examining Attorney seeks remand in order to issue an additional Section 2(d) refusal because of a likelihood of confusion with the marks in Registration Nos. 4687268 and 4687269. The request is granted. *See* TBMP 1209.02.

Accordingly, the appeal is suspended and the application is remanded to the Examining Attorney for further examination. In the event that a new final Office action ultimately issues, the six-month clause should be omitted, and the final office action should re-state the final refusal. The application should then be returned to the Board for resumption of the appeal. Upon resumption, the Board will allow Applicant time to file a brief.