

ESTTA Tracking number: **ESTTA232284**

Filing date: **08/22/2008**

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

Application Serial No.	77212319
Applicant	NYSE Group, Inc.

Notice of Appeal

Notice is hereby given that NYSE Group, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77212319.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 035. First Use: 2006/09/14 First Use In Commerce: 2006/09/14
All goods and services in the class are appealed, namely: Online auction services and arranging and conducting auction sales on a physical trading floor; providing business information; compiling trade, quote, order execution, index value and other related stock market information; providing arbitration facilities to others; providing services to others featuring dual capabilities of an auction market on a physical trading floor and automatic transaction execution via electronic means
- Class 038. First Use: 2006/09/14 First Use In Commerce: 2006/09/14
All goods and services in the class are appealed, namely: Electronic transmission of securities, financial, business and corporate information, namely, information regarding NYSE Group publicly traded companies, to users via a global computer network; securities exchange and related stock market services, namely, providing wireless communication in the nature of electronic transmission of financial and securities information via wireless means and transmission of financial and securities information via mobile telephones; provision of access to global computer network; electronic transmission of securities information, namely, communicating and routing securities order and trading information via electronic systems
- Class 041. First Use: 2006/09/14 First Use In Commerce: 2006/09/14
All goods and services in the class are appealed, namely: Educational services, namely, conducting lectures and discussions in the fields of securities, finance, business and investment fields and distributing course materials therewith; electronic publishing services, namely, online publication of text and graphic works of others, namely, magazines newsletters and brochures featuring information in the field of stock market services and securities trading activity, information regarding publicly traded companies and other financial and business information

Respectfully submitted,

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08/22/2008

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