



522 S.W. 5th Ave, Suite 925
Portland, Oregon 97204
Phone: 503.22-IPLAW or 503.224.7529
Fax: 503.22-IPFAX or 503.224.7329
david@dascenzoplaw.com

FACSIMILE TRANSMISSION SHEET

DATE : May 1, 2009
OPERATOR : Robin Davin

TO : ATTN: CARL KOCHERSPERGER
Trademark Trial and Appeal Board
FACSIMILE NO. : (571) 273-4286
FROM : Robin Davin
OUR FILE : OSG 403
RE : NOTICE OF APPEAL,
U.S. Trademark Appllcation No. 77/318,154
NO. OF PAGES : 4 (INCLUDING COVER SHEET)

Carl, attached is the Notice of Appeal we faxed yesterday. Thank you for your help.

- Robin

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Portland, Oregon 97204
Phone: 503.22-IPLAW or 503.224.7529
Fax: 503.22-IPFAX or 503.224.7329
david@dascenzoiplaw.com

FACSIMILE TRANSMISSION SHEET

DATE : April 30, 2009
OPERATOR : Robln Davln

TO : Commissioner for Trademarks
Trademark Trial and Appeal Board

FACSIMILE NO. : (571) 273-0059

FROM : Ian D. Gates

OUR FILE : OSG 403

RE : NOTICE OF APPEAL,
U.S. Trademark Application No. 77/318,154

NO. OF PAGES : 2 (INCLUDING COVER SHEET)

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

In re U.S. Service Mark Application of:
Lokan & Associates, Inc., dba Opti Staffing Group

Dated: April 30, 2009

Serial No. : 77/318,154

Law Office: 114

Filed : October 31, 2007

Trademark Examining
Attorney: Mary Boagni

For : OUR SUCCESS IS DETERMINED BY YOUR SUCCESS

Commissioner for Trademarks
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451

NOTICE OF APPEAL


Pursuant to 37 C.F.R. § 2.141, Applicant hereby appeals to the Trademark Trial and Appeal Board (the "Board") from the October 31, 2008 decision of the Examining Attorney refusing registration of U.S. Trademark Application Serial No. 77/318,154 under Section 2(d) of the Trademark Act. Although the refusal is not indicated as final, "[t]he refusal under Trademark Act Section 2(d) [was] maintained and continued," [Office action dated October 31, 2008] and is therefore ripe for appeal. 37 C.F.R. § 2.141.

Applicant is filing a Request for Reconsideration contemporaneously herewith and respectfully requests suspension of the appeal pending the Examining Attorney's consideration of Applicant's Request for Reconsideration.

The Commissioner is hereby authorized to charge the amount of \$100.00 to our PTO Deposit Account No. 50-4551 for payment of the Notice of Appeal fee.

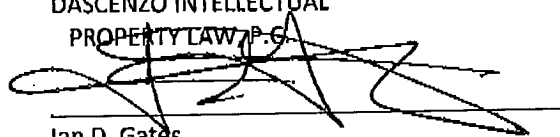
CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to Commissioner for Trademarks, Trademark Trial and Appeal Board to facsimile number (571) 273-0059 on April 30, 2009.


Robin L. Davin

Respectfully submitted,

DASCENZO INTELLECTUAL
PROPERTY LAW, P.C.



Ian D. Gates
Registration No. 51,722
DASCENZO INTELLECTUAL
PROPERTY LAW, P.C.
522 S.W. 5th Ave, Suite 925
Portland, Oregon 97204
Telephone: (503) 224-7529
Facsimile: (503) 224-7329

DOCKETED
BY *VH* DATE *4-30-09*

* * * Communication Result Report (Apr. 30. 2009 2:46PM) * * *

1}

Date/Time: Apr. 30. 2009 2:45PM

File No. Mode	Destination	Pg (s)	Result	Page Not Sent
2169 Memory TX	15712730059	P. 2	OK	

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222 6AV, 6th Ave, Suite 625
 Portland, Oregon 97204
 Phone: 503.894.1141 or 503.224.7559
 Fax: 503.251.9944 or 503.224.7529
 david@dascenzo.com

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