ESTTA Tracking number: **ESTTA305321**

Filing date: **09/09/2009**

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

Application Serial No.	77446104
Applicant	Next IT

Notice of Appeal

Notice is hereby given that Next IT appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77446104.

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 009. First Use: 2004/08/26 First Use In Commerce: 2004/08/26
  All goods and services in the class are appealed, namely: Computer software for data security; computer software for data security on a web-site digital device, digital devices or network
- Class 042. First Use: 2004/08/26 First Use In Commerce: 2004/08/26
  All goods and services in the class are appealed, namely: Computer programming services relating to data security; computer programming services relating to data security on a web-site digital device, digital devices or network

Respectfully submitted,
/Jembaa N. Cole/
09/09/2009

Jembaa N. Cole

K&L Gates LLP

925 4th AvenueSuite 2900

Seattle, WA 98104-1158

UNITED STATES

setrademarks@klgates.com, jembaa.cole@klgates.com

206.370.7634