UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

MAILED: **September 9, 2009**

IN RE:
Next IT

SERIAL NO. **77446104**

APPEAL RECEIVED: **09/09/2009**

BRIEF DUE: **n/a**

Jembaa N. Cole
K&L Gates LLP
925 4th AvenueSuite 2900
Seattle WA 98104-1158

ESTTA305321

The appeal and appeal fee in the above-entitled application were received on the date indicated above. Applicant indicated that it has filed or is filing today a request for reconsideration of the final refusal to register.[1]

[1] A timely request for reconsideration must be filed with the Trademark Examining Operation, and may be filed via TEAS, using the Response to Office Action form. (To maintain their status, TEAS Plus applicants must use TEAS for filing a request for reconsideration.) Applicant should notify the Board immediately if it has not filed a timely request for reconsideration and does not intend to do so.

Accordingly, the appeal is hereby instituted, but action on the appeal is suspended pending the Examining Attorney's consideration of the request for reconsideration.

In the event the refusal of registration is maintained, proceedings will be resumed and applicant will be allowed time in which to file a brief on its appeal.

New Developments at the Trademark Trial and Appeal Board

TTAB forms for electronic filing of extensions of time to oppose, notices of opposition, petition for cancellation, notice of ex parte appeal, and inter partes filings are now available at http://estta.uspto.gov. Images of TTAB proceeding files can be viewed using TTABVue at http://ttabvue.uspto.gov.

Parties should also be aware of changes in the rules affecting trademark matters, including rules of practice before the TTAB. *See* Rules of Practice for Trademark-Related Filings Under the Madrid Protocol Implementation Act, 68 Fed. R. 55,748 (September 26, 2003) (effective November 2, 2003) Reorganization of Correspondence and Other Provisions, 68 Fed. Reg. 48,286 (August 13, 2003) (effective September 12, 2003). Notices concerning the rules changes are available at www.uspto.gov.