

ESTTA Tracking number: **ESTTA308982**

Filing date: **09/30/2009**

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

Application Serial No.	77473940
Applicant	Penny Arcade, Inc.

Notice of Appeal

Notice is hereby given that Penny Arcade, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 77473940.

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 class of goods/services:

- Class 016. First Use: 2001/02/00 First Use In Commerce: 2001/02/00
All goods and services in the class are appealed, namely: Comic books; Comic strips; Series of fiction books

Respectfully submitted,
/Andrew J. Avsec/
09/30/2009

Andrew J. Avsec

Brinks, Hofer, Gilson & Lione

P O BOX 10395

CHICAGO, IL 60610

UNITED STATES

officeactions@usebrinks.com

312-321-4200