

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

tdc

Mailed: January 4, 2010

In re Smarty Ants, Inc.

Serial No. 77560325

Filed: 9/2/2008

John W. Crittenden
COOLEY GODWARD KRONISH LLP
777 6TH STREET, NW
WASHINGTON, DC 20001-2421

Applicant filed its notice of appeal with the
Trademark Trial and Appeal Board on December 11, 2009.

It has come to the Board's attention that this
application has been approved for publication by the
Trademark Examining Attorney.

In view thereof, the appeal is dismissed as moot.

*By the Trademark Trial
and Appeal Board*