

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: August 18, 2004

In re TGI Group, LLC

Serial No. **78173789**

Filed: 10/11/2002

NATH & ASSOCIATES PLLC
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WASHINGTON, DC 20005-1503

Rochelle Ricks, Paralegal Specialist:

It has come to the attention of the Board that applicant did in fact file a response which was originally filed on July 16, 2004, which has just been associated with the file of record, and is hereby noted.

On May 25, 2004, the Board sent applicant a notice acknowledging receipt of its notice of appeal, and indicated that applicant's appeal brief was due by July 17, 2004. At that time, however, the Office had not yet received applicant's response.

The response requires consideration by the Trademark Examining Attorney. Action on the appeal is suspended and the file is herewith remanded to the Examining Attorney.

In the event registrability is found on the basis of this paper, the appeal will be moot. In the event the

refusal of registration is maintained, the Trademark Trial and Appeal Board, will issue an order resuming proceedings and applicant will be allowed sufficient time in which to file its brief on appeal.