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Filing date: **01/29/2007**

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

Proceeding	78691985
Applicant	Discovery Communications, Inc.
Applied for Mark	DISCOVERY
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Submission	Applicants Request for Remand and Amendment
Attachments	78691985.pdf (2 pages)(68963 bytes)
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Date	01/29/2007

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

In re Application of Discovery Communications, Inc.

Serial No.: 78/691985

Filed: August 12, 2005

Mark: DISCOVERY

Classes: 9, 16, 25, 28 & 41

REQUEST TO REMAND AND AMENDMENT

Pursuant to TBMP §§ 1205 and 1209.04, Applicant Discovery Communications, Inc. (“Applicant”) hereby submits this request to amend the subject application and to remand the application to the Examining Attorney for consideration of the amendment.

AMENDMENT TO IDENTIFICATION

Please delete the identification of goods in Classes 25 & 28 in their entireties. At this time, Applicant wishes to pursue registration of its DISCOVERY mark for only the goods and services in Classes 9, 16 and 41.

REQUEST TO REMAND

On November 30, 2006, Applicant filed a timely Notice of Appeal of the final refusal of this application, which refusal affected only Classes 25 and 28. On the same day, Applicant submitted a Request to Divide the application to separate Classes 9, 16 and 41 from Classes 25 and 28. Also on the same day, the TTAB instituted the appeal and set a deadline of January 29, 2007 for Applicant to file its appeal brief. To Applicant’s knowledge, no action has yet been taken on the Request to Divide.

The final refusal and appeal affect only the goods listed in Classes 25 and 28. Applicant submits that it has good cause for this Request to Remand, as the Applicant wishes to amend its application to delete the Class 25 and 28 goods.

Applicant respectfully requests that the Board grant this Request to Remand and instruct the Examining Attorney to consider the amendment on remand. In light of the fact that deletion of Classes 25 & 28 from this application will make both the Request to Divide and the appeal moot, Applicant respectfully requests that the application in Classes 9, 16 and 41 be approved for publication at the earliest opportunity.

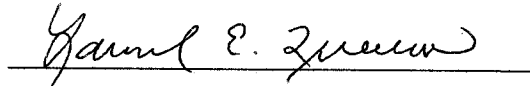
In the event that any fees are due with respect to this paper, please charge our Deposit Account No. 01-2300, referencing our docket number of 026162-00000.

Respectfully submitted,

DISCOVERY COMMUNICATIONS, INC.

Dated: January 29, 2007

By:



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