

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

Mailed: April 18, 2007

In re: Spirits of New Merced,  
LLC

Serial No. 78710805

Filed: 9/12/05

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Applicant's brief is noted. Applicant filed its brief on April 10, 2007, one day after it was due. Applicant is allowed until May 8, 2007 to provide an explanation as to why its brief was late filed, failing which, applicant's brief will not receive any consideration and the appeal will be dismissed.