

FOLEY



March 13, 2006

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CLIENT/MATTER NUMBER
030307-0259

DELIVERY

TTAB

BOX TTAB

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Re: Norsk Hydro ASA
Mark: **HYDRO**
Class(es): International Class 6
Serial No.: 79/007,678
Our Ref.: 030307-0260

Dear Sir/ Madam:

Enclosed are the following:

- Notice of Appeal and Request for Suspension of Appeal (2 pgs.)
- Credit Card Payment Form For: \$100.00 (1 pg.)
- Return postcard

Please date-stamp and return the enclosed postcard to acknowledge receipt of the above materials. Should there be a deficiency in the enclosed filing fee, please charge our deposit account (19-0741) for the difference.

Very truly yours,

A handwritten signature in cursive script that reads "Diane K. Newman".

Diane K. Newman

Enclosure(s)



03-13-2006

U.S. Patent & TMO/TM Mail Rcpt Dt. #25

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

In re Trademark Application of

Norsk Hydro ASA

Serial No.: 79/007,678

Trademark Atty: Sally Shih

Law Office: 106

Filed: May 12, 2004

Mark: **HYDRO**

**NOTICE OF APPEAL AND
REQUEST FOR SUSPENSION OF APPEAL**

BOX TTAB – FEE

Commissioner for Trademarks

P.O. Box 1451

Alexandria, VA 22313-1451

Sir/Madam:

Applicant hereby appeals to the Trademark Trial and Appeal Board from the final refusal to register on the Principal Register issued on September 12, 2005, in the above-identified application.

A credit card payment form for the amount of \$100.00 is attached to cover the appeal fee, for one Class of goods, namely, International Class 6. If any additional fee should be required, please charge the same to Deposit Account No. 19-0741.

Furthermore, Applicant respectfully requests that the Appeal in the above-identified application be suspended. Applicant requests suspension of the Appeal in order to allow the Examining Attorney sufficient time to consider Applicant's Request for Reconsideration, which is being filed concurrently herewith.

03/17/2006 6THMAS2 00000018 79007678

01 FC:6403

100.00 DP

Mark: **HYDRO**

In summary, a final refusal was mailed on September 12, 2005 concerning the identification of goods in International Class 6. On March 13, 2006, Applicant timely filed an Amendment and Request for Reconsideration. It is believed that the amendment submitted should resolve the outstanding issue raised by the Examining Attorney and obviate the need for an Appeal.

To preserve the issues for Appeal, Applicant is filing the required Notice of Appeal. In addition, Applicant is filing this Request for Suspension of the Appeal in order to allow the Examining Attorney sufficient time to consider Applicant's Amendment and Request for Reconsideration.

If there are any questions, please contact the undersigned at (202) 672-5300 in Washington, D.C.

Respectfully submitted,

Date: March 13, 2006

Stephen A. Bent
Diane K. Newman
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