

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

Mailed: June 4, 2009

In re Evonik Rohm GmbH

Serial No. 79051702

Filed: 1/14/2008

Scott D. Woldow
Smith, Gambrell & Russell, LLP
1130 Connecticut Avenue NW, Suite 1130
Washington, DC 20036

Veronica P. White, Paralegal Specialist:

Applicant's request for remand filed May 15, 2009 is noted.

Applicant seeks remand in order for the Trademark Examining Attorney to consider additional evidence in the form of a consent agreement. Good cause having been shown, the request for remand is granted, action on the appeal is suspended, and the electronic record of the application file is herewith remanded to the Examining Attorney for consideration.

In the event registrability is found on the basis of this paper, the appeal will be moot and proceedings will be terminated accordingly. In the event the refusal of registration is ultimately maintained, the Board shall be so informed, proceedings will be resumed and applicant will be allowed time in which to file its brief on appeal.