

ESTTA Tracking number: **ESTTA385484**

Filing date: **12/23/2010**

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

Proceeding	85012484
Applicant	Martha Addams Choy d/b/a Martha's Closet
Correspondence Address	MARTHA ADDAMS CHOY D/B/A MARTHA'S CLOSET BARE BODY COLLECTION LLC 309 E 81ST STREET, APARTMENT 1RE NEW YORK, NY 10028-4047 UNITED STATES BareBodyCollection@gmail.com
Submission	Request to revive proceedings.
Attachments	Serial No. 85012484.pdf (1 page)(24076 bytes) Request for Reconsideration.pdf (9 pages)(708028 bytes)
Filer's Name	Martha Choy
Filer's e-mail	BareBodyCollection@gmail.com
Signature	/Martha Choy/
Date	12/23/2010

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

nmt

Mailed: December 21, 2010

In re Martha Addams Choy
d/b/a Martha's Closet

Serial No. 85012484

Filed: 4/13/2010

MARTHA ADDAMS CHOY D/B/A MARTHA'S CLOSET
BARE BODY COLLECTION LLC
309 E 81ST STREET, APARTMENT 1RE
NEW YORK, NY 10028-4047

Applicant appealed from the decision of the Trademark Examining Attorney refusing registration, but did not file a brief within the time set therefor in the Office action of September 29, 2010. The appeal in the above-entitled application is therefore dismissed. See: Trademark Rule 2.142(b).

***By the Trademark Trial
and Appeal Board***

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	85012484
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION (no change)	
OWNER SECTION (current)	
NAME	Choy, Martha Addams
STREET	Suite 1RE 309 East 81 Street
CITY	New York
STATE	New York
ZIP/POSTAL CODE	10028
COUNTRY	United States
PHONE	917-703-3535
OWNER SECTION (proposed)	
NAME	BARE BODY COLLECTION LLC
STREET	Suite 1RE 309 East 81 Street
CITY	New York
STATE	New York
ZIP/POSTAL CODE	10028
COUNTRY	United States
PHONE	917-703-3535
EMAIL	barebodycollection@gmail.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes

LEGAL ENTITY SECTION (current)

TYPE	limited liability company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	New York

LEGAL ENTITY SECTION (proposed)

TYPE	limited liability company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	New York

EVIDENCE SECTION

EVIDENCE FILE NAME(S)	
JPG FILE(S)	\\TICRS\EXPORT11\IMAGEOUT 11\850\124\85012484\xml6\RFR0002.JPG
ORIGINAL PDF FILE	evi_1-661509170-152553156_._BARE_BODY_COLLECTION_LLC_FILING_RECEIPT.pdf
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT11\IMAGEOUT11\850\124\85012484\xml6\RFR0003.JPG
ORIGINAL PDF FILE	evi_1-661509170-152553156_._Certificate_of_Authority.PDF
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT11\IMAGEOUT11\850\124\85012484\xml6\RFR0004.JPG
ORIGINAL PDF FILE	evi_1-661509170-152553156_._BARE_BODY_COLLECTION_EID_NUMBER.pdf
CONVERTED PDF FILE(S) (2 pages)	\\TICRS\EXPORT11\IMAGEOUT11\850\124\85012484\xml6\RFR0005.JPG
	\\TICRS\EXPORT11\IMAGEOUT11\850\124\85012484\xml6\RFR0006.JPG
DESCRIPTION OF EVIDENCE FILE	Evidence shows that Dare to Be Bare is perfume distributed ny Bare Body Collection LLC which is owned and operated by Martha Choy who is a United States Citizen.

SIGNATURE SECTION

RESPONSE SIGNATURE	/Martha Choy/
SIGNATORY'S NAME	Martha Choy
SIGNATORY'S	Principal

POSITION	
DATE SIGNED	09/03/2010
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	NO
FILING INFORMATION SECTION	
SUBMIT DATE	Fri Sep 03 15:45:23 EDT 2010
TEAS STAMP	USPTO/RFR-66.150.91.70-20 100903154523181431-850124 84-470321280199575cc147d8 753303b6bc7-N/A-N/A-20100 903152553156512

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Request for Reconsideration after Final Action
To the Commissioner for Trademarks:

Application serial no. **85012484** has been amended as follows:

EVIDENCE

Evidence in the nature of Evidence shows that Dare to Be Bare is perfume distributed ny Bare Body Collection LLC which is owned and operated by Martha Choy who is a United States Citizen. has been attached.

JPG file(s):

Evidence-1

Original PDF file:

evi_1-661509170-152553156_._BARE_BODY_COLLECTION_LLC_FILING_RECEIPT.pdf

Converted PDF file(s) (1 page)

Evidence-1

Original PDF file:

evi_1-661509170-152553156_._Certificate_of_Authority.PDF

Converted PDF file(s) (1 page)

Evidence-1

Original PDF file:

evi_1-661509170-152553156_._BARE_BODY_COLLECTION_EID_NUMBER.pdf

Converted PDF file(s) (2 pages)

Evidence-1

Evidence-2

APPLICANT AND/OR ENTITY INFORMATION

Applicant proposes to amend the following:

Current: Choy, Martha Addams, a limited liability company legally organized under the laws of New York, having an address of

Suite 1RE 309 East 81 Street
New York, New York 10028
United States

917-703-3535

Proposed: BARE BODY COLLECTION LLC, a limited liability company legally organized under the laws of New York, having an address of

Suite 1RE 309 East 81 Street
New York, New York 10028
United States
barebodycollection@gmail.com
917-703-3535

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Martha Choy/ Date: 09/03/2010

Signatory's Name: Martha Choy

Signatory's Position: Principal

The signatory has confirmed that he/she is not represented by either an authorized attorney or Canadian attorney/agent, and that he/she is either (1) the applicant or (2) a person(s) with legal authority to bind the applicant; and if an authorized U.S. attorney or Canadian attorney/agent previously represented him/her in this matter, either he/she has filed a signed revocation of power of attorney with the USPTO or the USPTO has granted the request of his/her prior representative to withdraw.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

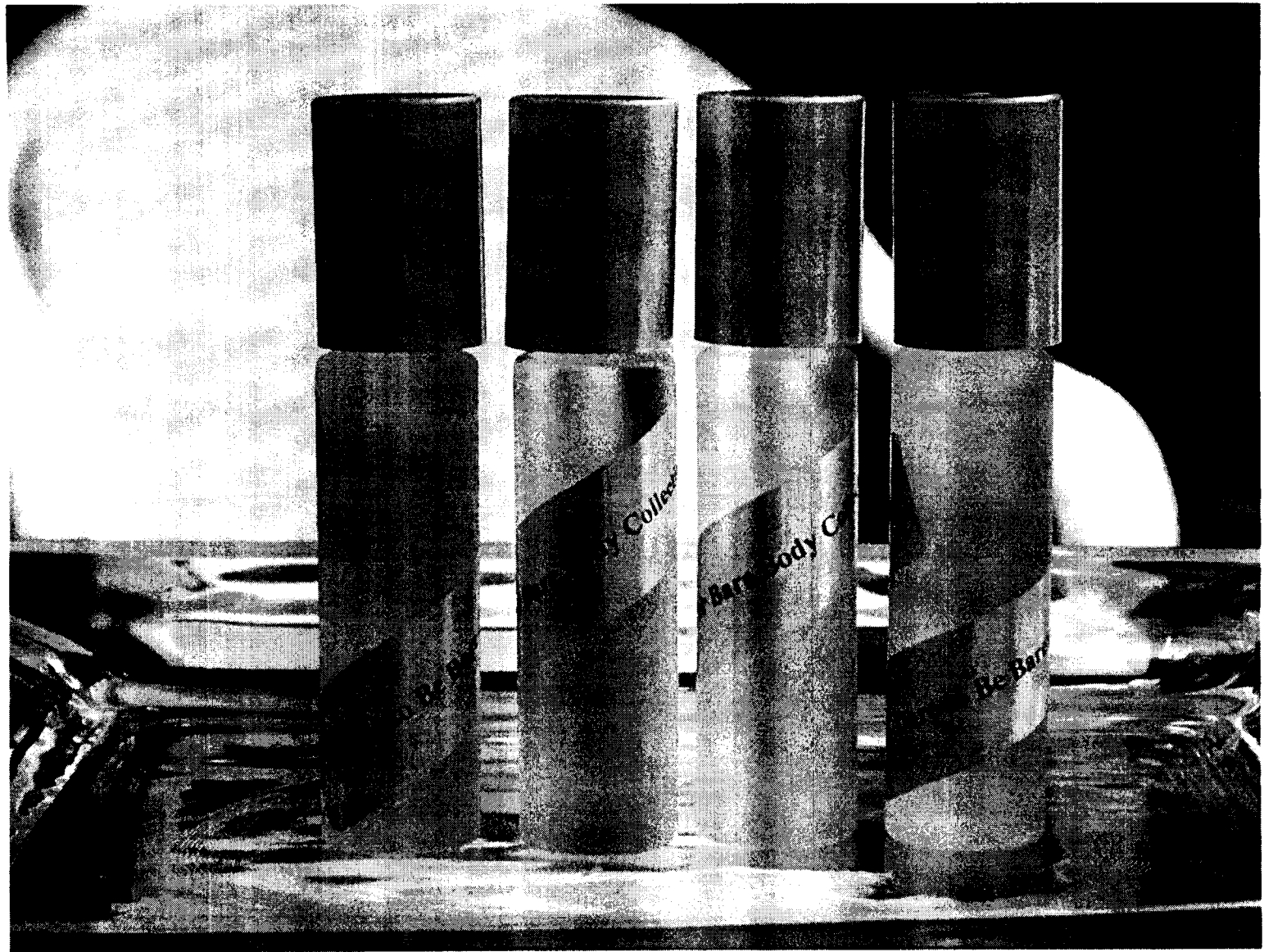
Serial Number: 85012484

Internet Transmission Date: Fri Sep 03 15:45:23 EDT 2010

TEAS Stamp: USPTO/RFR-66.150.91.70-20100903154523181

431-85012484-470321280199575cc147d875330

3b6bc7-N/A-N/A-20100903152553156512



FILING RECEIPT

=====
ENTITY NAME: BARE BODY COLLECTION LLC

DOCUMENT TYPE: ARTICLES OF ORGANIZATION (DOM LLC)

COUNTY: NEWY

=====
FILED:08/26/2010 DURATION:***** CASH#:100826000157 FILM #:100826000151

FILER:

EXIST DATE

MARTHA CHOY
309 EAST 81 STREET

08/26/2010

NEW YORK, NY 10028

ADDRESS FOR PROCESS:

MARTHA CHOY
309 EAST 81 STREET
NEW YORK, NY 10028

REGISTERED AGENT:

=====
SERVICE COMPANY: ** NO SERVICE COMPANY **

SERVICE CODE: 00 *

FEEES 200.00

FILING 200.00
TAX 0.00
CERT 0.00
COPIES 0.00
HANDLING 0.00

PAYMENTS 200.00

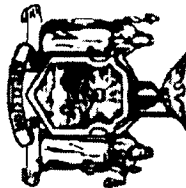
CASH 0.00
CHECK 0.00
CHARGE 200.00
DRAWDOWN 0.00
OPAL 0.00
REFUND 0.00

New York State Department of Taxation and Finance
Certificate of Authority

Identification number

TF4106686

(Use this number on all returns and correspondence)



VALIDATED

05/05/2010

Dept of Tax
and Finance

**MARTHA CHOY
BARE BODY COLLECTION
309 E 81ST ST
NEW YORK NY 10028-4046**

is authorized to collect sales and use taxes under Articles 28 and 29 of the New York State Tax Law.

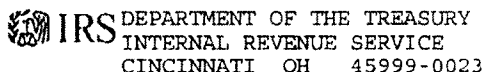
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DTF-17-A (11/08)



Date of this notice: 09-02-2010

Employer Identification Number:
27-3381664

Form: SS-4

Number of this notice: CP 575 G

For assistance you may call us at:
1-800-829-4933

BARE BODY CLECTION LLC
MARTHA A CHOY SOLE MBR
1RE 309 E 81ST ST
NEW YORK, NY 10028

IF YOU WRITE, ATTACH THE
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 27-3381664. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

A limited liability company (LLC) may file Form 8832, *Entity Classification Election*, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, *Election by a Small Business Corporation*. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

IMPORTANT REMINDERS:

- * Keep a copy of this notice in your permanent records. **This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you.**
- * Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- * Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub. Thank you for your cooperation.

(IRS USE ONLY) 575G

09-02-2010 BARE O 9999999999 SS-4

Keep this part for your records.

CP 575 G (Rev. 7-2007)

Return this part with any correspondence
so we may identify your account. Please
correct any errors in your name or address.

CP 575 G

9999999999

Your Telephone Number Best Time to Call
() -

DATE OF THIS NOTICE: 09-02-2010
EMPLOYER IDENTIFICATION NUMBER: 27-3381664
FORM: SS-4 NOBOD

INTERNAL REVENUE SERVICE
CINCINNATI OH 45999-0023
|||

BARE BODY CLLECTION LLC
MARTHA A CHOY SOLE MBR
1RE 309 E 81ST ST
NEW YORK, NY 10028