

ESTTA Tracking number: **ESTTA474321**

Filing date: **05/24/2012**

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

Application Serial No.	85304408
Applicant	ECR Software Corporation

## Notice of Appeal

Notice is hereby given that ECR Software Corporation appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 85304408.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following class of goods/services:

- Class 009. First Use: 1997/00/00 First Use In Commerce: 1997/00/00  
All goods and services in the class are appealed, namely: Computer software and hardware for automating point-of-sale transactions and accounting for use by businesses in the fields of retail fueling, retail grocery stores, retail convenience stores, retail hospital gift shops, retail pharmacy stores, retail fresh food and health food stores, retail tobacco stores, retail beverage stores and retail specialty shops

Respectfully submitted,  
/Howard A. MacCord, Jr./  
05/24/2012

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