

ESTTA Tracking number: **ESTTA586077**

Filing date: **02/06/2014**

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

Application Serial No.	85729823
Applicant	Birds Eye Foods LLC

Notice of Appeal

Notice is hereby given that Birds Eye Foods LLC appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 85729823.

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

- Class 029. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Frozen entrees consisting primarily of one or more of meat, fish, poultry or vegetables; frozen meals consisting primarily of one or more of meat, fish, poultry or vegetables
- Class 030. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Frozen entrees consisting primarily of one or more of pasta or rice; frozen meals consisting primarily of one or more of pasta or rice

Respectfully submitted,
/Michelle L. Visser/
02/06/2014

MICHAEL D. FISHMAN
RADER, FISHMAN & GRAUER PLLC
39533 WOODWARD AVE STE 140
BLOOMFIELD HILLS, MI 48304-5098
UNITED STATES
tmdocketing@raderfishman.com
248-594-0630