

ESTTA Tracking number: **ESTTA633756**

Filing date: **10/19/2014**

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

Application Serial No.	86056885
Applicant	Nutri/System IPHC, Inc.

## Notice of Appeal

Notice is hereby given that Nutri/System IPHC, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 86056885.

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 044. First Use: 2013/09/03 First Use In Commerce: 2013/09/03  
Appealed goods and services in the class: Health care services, namely providing treatment, planning and counseling for weight reduction and obesity, weight management in the nature of weight loss and/or weight maintenance programs and weight reduction diet supervision, namely, providing individuals with customized weight loss and weight management counseling, weight management planning and transition planning, nutrition behavior modification, all provided by telephone and a global computer network;

Respectfully submitted,  
/Timothy J. Szuhaj/  
10/19/2014

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