

UNITED STATES PATENT AND TRADEMARK OFFICE  
**Trademark Trial and Appeal Board**  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

ejs/kk

Mailed: July 25, 2016

In re *Sonic Bullet Limited*

Serial No. 86096220

Filed: 10/20/2013

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

On July 20, 2016, Applicant's attorney filed a declaration in response to the Board's order of June 22, 2016. The declaration explains that Applicant's attorney was still allowed to practice law in a limited capacity when it filed Applicant's request for remand on June 17, 2016. Accordingly, we will consider the request for remand.

Applicant seeks remand in order to delete Class 41 from the identification of goods and services and to amend the application to the Supplemental Register.

Because the amendment to the Supplemental Register may avoid the refusal of registration, Applicant has shown good cause for remanding the application. Accordingly, Applicant's request for remand is granted, and the application is hereby remanded to the Trademark Examining Attorney for consideration of the amendment to the Supplemental Register. Action on the appeal is suspended.

The amendment to the Supplemental Register raises a new issue, therefore if registration on the Supplemental Register is refused, the Examining Attorney may not make the refusal final until Applicant has had an opportunity to respond.

If the Examining Attorney approves this application for registration on the Supplemental Register, the appeal will be moot and proceedings in the appeal will terminate in due course.

If, however, any issues are made the subject of a final action,<sup>1</sup> the Board should be so informed and proceedings in the appeal will be resumed.

In addition to the request for remand, on June 19, 2016, Applicant's attorney filed a request to withdraw as Applicant's counsel of record in this proceeding.<sup>2</sup> The request to withdraw as counsel is in compliance with the requirements of Trademark Rules 2.19(b) and Patent and Trademark Rule 11.116, and is accordingly granted. The Law Office of Andrew P. Lahser, PLC no longer represents Applicant in this proceeding.

Because the amendment may moot the appeal, the Board does not believe at this point it is necessary to allow Applicant time to appoint new counsel. If the Examining Attorney raises any requirements or refusals in connection with Applicant's request for remand, Applicant will have six months to respond to such action. That is sufficient time for Applicant to appoint new counsel, should it wish to do so. If Applicant does appoint new counsel, a power of attorney should be filed providing the name and address of the new counsel. In the meantime, and/or if Applicant does not appoint new counsel, correspondence in the application and the appeal will be sent to Applicant at the address indicated in its application:

A copy of this order has been sent to all persons listed below.

---

<sup>1</sup> In this connection, the amendment to the Supplemental Register should be treated as raising a new issue, such that any refusal to accept registration on the Supplemental Register cannot be made final until Applicant has been given an opportunity to respond.

<sup>2</sup> A copy of the request to withdraw is placed in the application involved in this proceeding.

Exparte Appeal No. 86096220

cc:

Andrew P. Lahser  
Law Office of Andrew P. Lahser  
5635 N Scottsdale Rd, Ste 170  
Scottsdale, AZ 85250

Sonic Bullet Limited  
33 Normandy Way  
Ashford, Kent  
TN234LN  
United Kingdom