

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

Mailed: February 21, 2017

In re South Beach Foods Creations LLC

Serial No. 86715749

Filed: 8/5/2015

Amy Matelski, Paralegal Specialist:

On December 2, 2016, the Board sent Applicant a notice acknowledging receipt of its notice of appeal, and indicating that Applicant's appeal brief was due by January 31, 2017. At that time, however, the Board was unaware that Applicant had filed, on December 3, 2016, a request for reconsideration. That paper requires consideration by the Trademark Examining Attorney. Accordingly, action on the appeal is suspended, and the application is hereby remanded to the Examining Attorney for consideration of the request for reconsideration.

In the event registrability is found on the basis of this paper, the appeal will be moot and the Board should be so informed. In the event the refusal of registration is maintained, the file should be returned to the Trademark Trial and Appeal Board,

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proceedings will be resumed and Applicant will be allowed time in which to file its brief on appeal.