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Filing date: **05/15/2019**

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

Proceeding	87147819
Applicant	Pan American Properties, Corp.
Applied for Mark	SHAKY
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Submission	Request for Reconsideration
Attachments	Request for Reconsideration of Dismissal SHAKY Final.pdf(121601 bytes)
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Date	05/15/2019

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

EX PARTE APPEAL

Pan American Properties, Corp.

Appellant

Serial No: 87147819
Mark: SHAKY
Filed: August 23, 2016

Trademark Examining Attorney
Michael FitzSimons

Law Office 103

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 322313-1451

REQUEST FOR RECONSIDERATION

To the Honorable Trademark Trial and Appeal Board:

COMES NOW Appellant, by and through its undersigned counsel, and very respectfully states and prays as follows:

1. On February 8th, 2019, Appellant filed notice of appeal together with a timely request for reconsideration of a final action. See, **TTABVUE-1**.
2. On that same date this Honorable Board instituted the appeal but suspended the proceedings and remanded the application to the Examining Attorney for consideration of the request for reconsideration. See, **TTABVUE-2**.
3. On February 21st, 2019, Appellant's request for reconsideration was denied by the Examining Attorney.
4. On March 28th, 2019 this Honorable Board issued a notice informing that, in view of the Examining Attorney's decision on Appellant's request for reconsideration, the appeal proceedings were resumed. See, **TTABVUE-6**.

5. Appellant was thereby allowed sixty (60) days from the mailing date of said communication, that is from March 28th, 2019, to file its brief.
6. Accordingly, Appellant's appeal brief would've been due on Monday, May 27th, 2019 (sixty days from the mailing date of the resumption of the proceedings). However, this date falls on Memorial Day, therefore Appellant's appeal brief is due on Tuesday, May 28th, 2019.
7. Nevertheless, on May 13th, 2019, only forty-six (46) days after the proceedings were resumed, this Honorable Board issued an Order dismissing the appeal for failure to file a brief. See, **TTABVUE-7**.
8. As stated above, proceedings in the present Appeal were suspended on the same date the appeal was filed and resumed on March 28th, 2019. Therefore, pursuant the language in the March 28th, 2019 notice, Appellant's brief is due on Tuesday, May 28th, 2019.

WHEREFORE, Appellant respectfully requests from this Honorable Board to vacate the dismissal of the present appeal and allow Appellant until Tuesday, May 28th, 2019 to file its appeal brief.

Respectfully submitted,

On this 15th of May 2019.

/Aileen E. Vazquez-Jimenez/
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