

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
TTAB Assistance Center: 571-272-8500

cbg/kk

Mailed: March 20, 2019

*In re Telecom (CHINA) Ltd.*

Serial No. 87440925

Filed: 5/8/2017

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

The request for remand (filed March 19, 2019) by the Trademark Examining Attorney is noted. The Examiner has noted that one of the two cited registrations, namely, Registration No. 4275485, which registered on January 15, 2013, has entered the grace period for filing an affidavit or declaration of use or excusable non-use under Section 8 of the Trademark Act, 15 U.S.C. §§ 1058(a)(1) and 1058(a)(3).<sup>[1]</sup>

**Proceedings in the appeal are suspended and the oral hearing scheduled for March 27, 2019 is postponed.**

Applicant is allowed fifteen days from the mailing date of this order to inform the Board if it wishes to proceed with the appeal without waiting for a determina-

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<sup>[1]</sup> The Examiner has asked for remand of the involved application, but suspension rather than remand is appropriate when a cited registration is within the grace period.

tion as to whether the cited registration will be cancelled or will expire. If Applicant wishes the appeal to proceed, the cited registration will be treated as existing and valid. If the appeal is suspended, and if an appropriate affidavit or declaration is filed and accepted for the cited registration, the Examining Attorney should notify the Board. The Board will then resume proceedings in the appeal, and will reschedule the oral hearing if Applicant so desires. *See* TBMP § 1213 (2018).