

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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September 28, 2022

*In re R.S. Lipman Brewing Company, LLC*¹

Ex Parte Appeal No. 88209633

Ellen Yowell, Lead Paralegal Specialist:

In the order dated October 7, 2021, the Board suspended proceedings in the appeal pending a determination as to whether cited Registration No. 4812467 will continue in existence or will, instead, be cancelled. The owner of the cited registration filed the required maintenance documents on March 10, 2022, and the Office issued a notice of acceptance on September 1, 2022. Accordingly, the appeal is resumed.

The Board notes that Appellant submitted its appeal brief and the required fee on October 4, 2021, prior to the suspension. In view thereof, the file is forwarded to the Trademark Examining Attorney for a brief in accordance with Trademark Rule 2.142(b).

The Trademark Rules of Practice provide that the Examining Attorney shall file a written brief answering Appellant's brief and shall send a copy of the brief to Appellant within sixty days after Appellant's brief is sent to the Examining Attorney.

¹ An assignment of the application from Little Harpeth Brewing, LLC to R.S. Lipman Brewing Company, LLC was recorded with the Assignment Recordation Branch of the USPTO at Reel/Frame 7080/0586 on October 19, 2020. The record has been updated to reflect the assignment.

Appellant may file a reply brief within twenty days from the mailing date of the Examining Attorney's brief. If an oral hearing is desired, Appellant must file a separate request accompanied by the required fee not later than ten days after the due date for Appellant's reply brief. Trademark Rules 2.142, 2.6(a)(18) and 2.6(a)(24).

Briefs must meet each of the requirements prescribed in Trademark Rule 2.126, which states that submissions must be made to the Board via ESTTA. *See* Trademark Rule 2.142(b)(2). ESTTA forms for electronic filings are available at <https://estta.uspto.gov>. Board proceeding files can be viewed using TTABVUE at <https://ttabvue.uspto.gov>.