

ESTTA Tracking number: **ESTTA1135886**

Filing date: **05/24/2021**

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

Proceeding	88671739
Applicant	Charlotte Tilbury TM Limited
Applied for Mark	CHARLOTTE DARLING
Correspondence Address	SALLY M ABEL FENWICK & WEST LLP 801 CALIFORNIA STREET SILICON VALLEY MOUNTAIN VIEW, CA 94041 UNITED STATES Primary Email: trademarks@fenwick.com Secondary Email(s): lwilliams@fenwick.com 650-988-5500
Submission	Request for Remand for Amendment of Application
Attachments	Request for Remand.pdf(76227 bytes)
Filer's Name	Allyson Madrid
Filer's email	trademarks@fenwick.com, lwilliams@fenwick.com
Signature	/Allyson Madrid/
Date	05/24/2021

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

Serial No.: 88/671,739
Mark: CHARLOTTE DARLING
Applicant: Charlotte Tilbury TM Limited
Examining Attorney: Won T. Oh

EX PARTE APPEAL

REQUEST FOR REMAND FOR AMENDMENT OF APPLICATION

Pursuant to 37 CFR § 2.142(d) and TBMP § 1205.01 Applicant respectfully requests that the Board restore jurisdiction of the above-referenced application to the Examining Attorney and requests that the Examining Attorney enter an Amendment to delete the below-highlighted services from Class 44:

Make up artist services; make-up application services; cosmetic make-up application services; beauty care services; beauty salon and beauty treatment services especially for **eyelashes**; skin, hair; beauty therapy services and treatments, namely, waxing, massage, exfoliation, **eyelash—extensions**, microblading being eyebrow tattooing services, manicures, pedicures, spray tanning services, tinting, personal hair removal, non-surgical body contouring, facials and skin care treatments; healthcare, diet and lifestyle wellness advisory services, namely, providing information and advice by consultation; cosmetic laser treatment of the hair; hair care, hair colouring, hair styling and hair cutting services; hairdressing salon services; advice and consultancy services relating to the above services relating to make up artist services and beauty salon and beauty treatment services.

This Request for Remand, if granted, may obviate the Examining Attorney's refusal to register the above-referenced application and render the Appeal in this matter moot, thereby conserving the resources of the Trademark Trial and Appeal Board. Further, due to pandemic-related delays, Applicant was unable to meet with the necessary parties to make this decision prior to filing this appeal and its Request for Reconsideration. It is believed that these circumstances constitute good cause for this Request.

Dated: May 24, 2021.

Respectfully submitted,

FENWICK & WEST LLP
Attorneys for Charlotte Tilbury TM Limited

By: /Allyson Madrid/
Allyson Madrid
Fenwick & West LLP
801 California Street
Mountain View, CA 94041
Ph.: 650-988-8500