

## FRONT PAGE

PTO Form 1822 (Rev 9/07)  
OMB No. 0651-0050 (Exp. 4/2009)

### Response to Suspension Inquiry or Letter of Suspension

TEAS - Version 3.9: 09/30/2007

Please enter the **serial number** of the pending application for which you wish to respond to a Suspension Inquiry *or* Letter of Suspension. Then, click on the **NEXT** button, *below*.

**NOTE:** You **must** respond to a Suspension Inquiry within six (6) months from the issue/ mailing date of the Suspension Inquiry. 15 U.S.C. §1062(b); 37 C.F.R. §2.62. If the issue/ mailing date of the Suspension Inquiry is not known, please access the USPTO website at <http://tarr.uspto.gov/>, insert the application serial number, and view the applicable prosecution history event.

Although not required, you *may* respond to an actual Letter of Suspension, to present arguments in favor in removal of the application from suspension. Applicant's election not to present argument during suspension will not affect the applicant's right to present argument later should a refusal, in fact, issue at a later point. If a refusal does issue, the applicant will be afforded six (6) months from the mailing or e-mailing date of the Office action to submit a response.

**\*Please enter the [Serial Number](#):**

NEXT

CLEAR

## FORM ITSELF

### Response to Suspension Inquiry or Letter of Suspension

TEAS

Version 3.6: 12/02/2006

Fields containing the symbol "\*" **must** be completed; all other relevant fields should be completed if the information is known.

**Important:** ONCE A RESPONSE TO SUSPENSION INQUIRY OR LETTER OF SUSPENSION IS SUBMITTED ELECTRONICALLY, THE OFFICE WILL IMMEDIATELY PROVIDE THE SENDER WITH AN ELECTRONIC ACKNOWLEDGMENT OF RECEIPT OF THE FORM. Please contact [TEAS@uspto.gov](mailto:TEAS@uspto.gov) within 24 hours of transmission (or by the next business day) if you do not receive this acknowledgment.

**Contact Points:**

For **general** trademark information, please e-mail [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov), or telephone 1-800-786-9199. If you need help in resolving **technical** glitches, please e-mail [TEAS@uspto.gov](mailto:TEAS@uspto.gov). Please include your telephone number in your e-mail, so we can talk to you directly, if necessary. For **status** information on an application that has an assigned serial number, use <http://tarr.uspto.gov>.

\* Instructions

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To file the Response to Suspension Inquiry or Letter of Suspension electronically, please complete the following steps:

1. Fill out all mandatory fields.
2. Validate the form, using the "button" at the end of the form. If there are errors, go back to step 1.
3. Use the Submit button at the bottom of the Validation Screen. You will receive a confirmation screen if your transmission is successful.
4. You will receive an e-mail acknowledgement of your submission.

## Filing Information

<b>Serial Number:</b>	<a href="#">78666787</a>
<b>Mark:</b>	The Mark Here
<b>Location of File:</b>	LAW OFFICE 102
<b>Attorney of Record:</b>	Dennis E. Stenzel
<b>Current Correspondence Information:</b>	DENNIS E. STENZEL CHERNOFF, VILAHUER, MCCLUNG & STENZEL, L 1600 ODS TOWER, 601 S.W. SECOND AVENUE PORTLAND, OR 97204-3157  Phone:(503) 227-5631 Fax: (503) 228-4373 Email:des@chernofflaw.com

**Please check the appropriate box(es) below, and provide all relevant information.**

### **PENDING SERIAL NUMBER(S)**

Serial number(s) [ ] should not be used as a citation(s) under Section 2(d) of the Trademark Act, in the event that said serial number(s) matures into a registration(s). I hereby request removal of this application from suspension, based on the following arguments. In the event that the examining attorney is not persuaded by these arguments, I hereby request that this application be returned to suspended status, awaiting ultimate disposition of the referenced serial number(s).

**NOTE:** You are not required to submit any arguments at this time, and may simply choose to have this application remain in a suspended status, until disposition of the referenced serial number(s); however, you *may* present arguments, if you believe that the examining attorney will be convinced to remove the application from suspended status and continue prosecution (*i.e.*, not simply wait for the serial number(s) to mature into a registration before determining if a 2(d) citation is warranted).

*Applicant's election not to present arguments during suspension will not affect the applicant's right to present arguments later should a refusal in fact issue. If a refusal does issue, applicant will be afforded 6 months from the issue/ mailing date of the Office action to submit a response. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.*

[ ] [allow either the direct entry of argument text, or the attachment of a JPG or PDF image file containing the argument text].

The referenced serial number(s) [ ] has/have now abandoned. I hereby request removal of this application from suspension for further consideration by the examining attorney.

[ ] The referenced serial number(s) [ ] have now registered. I hereby request removal of this application from suspension, for consideration by the examining attorney of whether any likelihood of confusion under Section 2(d) of the Trademark Act exists.

**CANCELLATION PROCEEDING(S)**

[ ] Cancellation No(s). [ ] is still pending. I hereby request that the application be re-suspended.

[ ] Cancellation No(s). [ ] has been terminated. I hereby request removal of this application from suspension for further action by the examining attorney.

If appropriate, please enter any comments/remarks below.

[ ] [allow either the direct entry of text or the attachment of a JPG or PDF image file containing the comments/remarks].

**OPPOSITION PROCEEDING(S)**

[ ] Opposition No(s). [ ] is still pending. I hereby request that the application be re-suspended.

[ ] Opposition No(s). [ ] has been terminated. I hereby request removal of this application from suspension for further action by the examining attorney.

If appropriate, please enter any comments/remarks below.

[ ] [allow either the direct entry of text or the attachment of a JPG or PDF image file containing the comments/remarks].

**CIVIL ACTION PROCEEDING(S)**

[ ] Civil Action No(s). [ ] is still pending. I hereby request that the application be re-suspended.

[ ] Civil Action No(s). [ ] has been terminated. I hereby request removal of this application from suspension for further action by the examining attorney.

If appropriate, please enter any comments/remarks below.

[ ] [allow either the direct entry of text or the attachment of a JPG or PDF image file containing the comments/remarks].

**CONCURRENT USE PROCEEDING(S)**

[ ] Concurrent Use Proceeding No(s). [ ] is still pending. I hereby request that the application be re-suspended.

[ ] Concurrent Use Proceeding No(s). [ ] has been terminated. I hereby request removal of this application from suspension for further action by the examining attorney.

If appropriate, please enter any comments/remarks below.

[ ] [allow either the direct entry of text or the attachment of a JPG or PDF image file containing the comments/remarks].

#### **FOREIGN APPLICATION(S)**

[ ] The foreign application(s) No(s). [ ] being used as the basis for a priority claim under Section 44(d) of the Trademark Act has/have not yet matured into a registration in the applicant's country of origin. I hereby request that the application be re-suspended.

[ ] The foreign application No(s). [ ] has/have now abandoned. I hereby request removal of this application from suspension for further action by the examining attorney.

#### **FOREIGN REGISTRATION(S)**

[ ] The applicant herein submits a digitized image of a copy, a certification, or a certified copy of a registration in the applicant's country of origin showing that the mark has been registered in that country, and that the registration is in full force and effect. If the foreign registration is not in English, an English translation thereof must be submitted. I hereby request removal of this application from suspension for further action by the examining attorney.

[ ] [allow for JPG/PDF attachment of foreign registration certificate]

#### **ASSIGNMENT**

[ ] An assignment involving this application remains pending before the Office. I hereby request that this application be re-suspended pending the disposition of this assignment.

[ ] The assignment involving this application has now been recorded, at Reel No. [ ] Frame No. [ ]. I hereby request removal of this application from suspension for further action by the examining attorney.

#### **REGISTRATION MAINTENANCE DOCUMENT(S) FILED**

[ ] Registration had been refused under Section 2(d) of the Trademark Act, 15 U.S.C. §1052(d), based on the cited registration(s). However, registration maintenance documents were due to be filed for the cited registration(s). It is now believed that these registration maintenance documents were not timely filed, and that the cited registration(s) will be canceled under §8 or expire under §9 and will no longer present a bar to registration under Section 2(d). Therefore, I hereby request removal of this application from suspension for further action by the examining attorney.

## SIGNATURE(S)

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The declaration (if required ) and response will not be "signed" in the sense of a traditional paper document. The signatory must enter any alpha/numeric character(s) or combination thereof **of his or her choosing**, preceded and followed by the forward slash (/) symbol. The USPTO does not determine or pre-approve what the entry should be, but simply presumes that this specific entry has been adopted to serve the function of the signature. Most signatories simply enter their names between the two forward slashes, although acceptable "signatures" could include /john doe/; /jd/; or /123-4567/.

## RESPONSE SIGNATURE

You **must** click **one** of the three buttons, *below*, to confirm that you are authorized pursuant to the rules governing representation of others before the USPTO to sign this response. 37 C.F.R. Part 10.

**Unrepresented Applicant:** I hereby confirm that currently I am not represented by an attorney, and that I am either (1) the applicant; or (2) a person(s) with legal authority to bind the applicant. *See* TMEP §§712.01 *et seq.* I further confirm that if I am an applicant who was previously represented by an attorney, either I have filed a signed revocation of power of attorney with the USPTO or the USPTO has granted my prior attorney's request to withdraw.  
**ADVISORY:** You may click this first button *only* if you are legally authorized to bind the applicant, *e.g.*, an officer of the applicant corporation or association, or a general partner of the applicant partnership.

**Attorney - No Other Attorney Has Previously Appeared:** I hereby confirm that I am either (1) an attorney who is a member in good standing of the bar of the highest court of a U.S. state; or (2) a Canadian attorney/agent who has been granted reciprocal recognition under 37 C.F.R. §10.14(c) by the USPTO's Office of Enrollment and Discipline. I further confirm that (1) the applicant has not previously been represented in this matter by an authorized attorney; and (2) I am the applicant's attorney or an associate of that attorney.  
**ADVISORY:** Foreign attorneys (other than authorized Canadian attorneys/agents) cannot sign this response and are otherwise prohibited from representing an applicant before the USPTO in trademark matters.

**New Attorney - Change of Attorney Has Occurred (from attorney previously recognized by USPTO):** I hereby confirm that I am either (1) an attorney who is a member in good standing of the bar of the highest court of a U.S. state; or (2) a Canadian attorney/agent who has been granted reciprocal recognition under 37 C.F.R. §10.14(c) by the USPTO's Office of Enrollment and Discipline. I further confirm that the applicant was previously represented in this matter by another authorized attorney or Canadian attorney/agent, but I have filed a new power of attorney appointing me in this matter, signed by the applicant.  
**ADVISORY:** Foreign attorneys (other than authorized Canadian attorneys/agents) cannot sign this response and are otherwise prohibited from representing an applicant before the USPTO in

trademark matters.

* <a href="#">Signature</a>	<input type="text"/>	* <a href="#">Date Signed</a>	<input type="text"/> (MM/DD/YYYY)
* <a href="#">Signatory's Name</a>	<input type="text"/>		
* <a href="#">Signatory's Position</a>	<input type="text"/>		

**NOTE:** Enter the appropriate title or relationship of the signatory. If an individual, enter "Owner." If an attorney, enter "Attorney of record."

**Click on the desired [action](#):**

The "Validate Form" function allows you to run an automated check to ensure that all mandatory fields have been completed. You will receive an "error" message if you have not filled in one of the fields that are considered mandatory. For other fields that the USPTO believes are important, but not mandatory, you will receive a "warning" message if the field is left blank. This warning is a courtesy, if non-completion was merely an oversight. If you so choose, you may by-pass that "warning" message and validate the form (however, you cannot by-pass an "error" message).

**Note:** To print the completed form, in whole or in part, [download](#) and save the validated form, or electronically submit the form to the USPTO, click on the Validate Form button.

[Privacy Policy Statement](#)

The information collected on this form allows the USPTO to determine whether a mark may be registered on the Principal or Supplemental Register, and provides notice of an applicant's claim of ownership of the mark. Responses to the request for information are required to obtain the benefit of a registration on the Principal register. 15 U.S.C. § 1051 et. seq. and 37 CFR Part 2. All information collected will be made public. Gathering and providing the information will require an estimated 10 minutes (depending if the response is based on an intent to use the mark in commerce, use of the mark in commerce, or a foreign application or registration). Please direct comments on the time needed to complete this form, and/or suggestions for reducing this burden to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. Please note that the USPTO may not conduct or sponsor a collection of information using a form that does not display a valid OMB control number.

**Additional Programming Notes:**

- 1. Use of this form requires the application specifically to be in one of the following statuses:**

**651      [SUSPENSION INQUIRY - MAILED](#)**

653 SUSPENSION LETTER - MAILED  
654 REPORT COMPLETED SUSPENSION CHECK - CASE STILL  
SUSPENDED

[The related TRAM Prosecution history language is as follows:]

CNSIO INQUIRY AS TO SUSPENSION MAILED  
CNSIR SUSPENSION INQUIRY - COMPLETED  
CNSIS INQUIRY AS TO SUSPENSION MAILED  
CNSL\* LETTER OF SUSPENSION MAILED  
CNSLF LETTER OF SUSPENSION MAILED  
CNSLO LETTER OF SUSPENSION MAILED  
CNSLS LETTER OF SUSPENSION MAILED

If not within one of the above statuses, then ERROR: You may not use this form. Use is *only* correct after the Office has issued a Letter of Suspension or a Status Inquiry.

2. 2. If the status is specifically

3. 651 SUSPENSION INQUIRY - MAILED

then a response is required within 6 months of the issue/ mailing date of the Suspension Inquiry. If beyond that period (taking into account the Saturday/Sunday/Holiday rule, which gives to the next business day), then ERROR: You may not file this form, because it is no longer timely.

Submission

was required within six (6) months of the issue/ mailing date of the suspension inquiry. The application will be declared abandoned, requiring either a petition to revive or a new application filing.

3. There is no initial blocking edit when the status is either

653 SUSPENSION LETTER - MAILED

654 REPORT COMPLETED SUSPENSION CHECK - CASE STILL  
SUSPENDED

4. Backend processing Note: This form should be routed directly to the Examining Attorney, identical to the handling of the ROA form.

5. Additional TICRS/TDR information:

Doc Type

20 character

40 character

RSI  
Inquiry

Response Susp Inquiry  
Incoming

Response to Suspension