

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE DIRECTOR

In re:

NIEVES & NIEVES LLC

Applicant

Decision on Request for Extension of Appeal
under 37 C.F.R. § 2.145(e)

App. Ser. No. 85179263 (ROYAL KATE)
App. Ser. No. 85179243 (PRINCESS KATE)

MEMORANDUM AND ORDER

On March 31, 2015, Applicant Nieves & Nieves LLC (“Applicant”), filed a request for an extension of time of fourteen (14) days to appeal the decisions of the Trademark Trial and Appeal Board, dated January 30, 2015, affirming the refusal to register the marks in the above-referenced applications, to the United States Court of Appeals for the Federal Circuit.

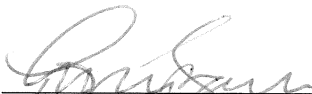
Under 37 C.F.R. § 2.145(e), the Director may, for good cause, extend the time to appeal, if the request is made in writing before the time for filing such appeal expires. Under 37 C.F.R. § 2.145(d), the time to appeal expires two months after the date of the Trademark Trial and Appeal Board’s decision in the case. The Board decision at issue was mailed on January 30, 2015. The last day on which any appeal must be filed in these matters is March 31, 2015. Therefore, this request for an extension of time is timely.

Further, Applicant states that it is considering retaining new counsel on appeal, and needs the additional requested time to make a final decision on that issue. It therefore appears that there is good cause for the requested fourteen (14) day extension.

Accordingly, the request is GRANTED. Applicant has an additional fourteen (14) days, through and including April 14, 2015, to appeal to the United States Court of Appeals for the Federal Circuit.

MICHELLE LEE,
UNDER SECRETARY OF COMMERCE
FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Date: March 31, 2015

By: 
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Deputy Solicitor

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