



Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

LETTER OF PROTEST MEMORANDUM

DATE: January 16, 2014

TO: Jennifer Williston
Examining Attorney
Law Office 101

FROM: Montia Pressey
Attorney Advisor
Office of the Deputy Commissioner
for Trademark Examination Policy

SUBJECT: Letter of protest concerning U.S. Application Serial No. 85958847 for the mark
DERMADART

A letter of protest filed before publication has been accepted because the evidence submitted by the protester is relevant and may support a reasonable ground for refusal appropriate in ex parte examination. TMEP §1715.02. Therefore, you must consider the following and make an independent determination whether to issue a requirement or refusal based on the objections raised in the letter of protest:

Possible descriptiveness/genericness of the wording DERMADART for the covered goods.
Please see the attached evidence.

NOTE: The acceptance of a letter of protest filed before publication is not a legal determination by the USPTO of registrability, nor is it meant to compromise the integrity of the ex parte examination process. It merely serves to bring the submitted evidence to the attention of the examining attorney, who determines whether a refusal or requirement should be raised or ultimately made final.