

ESTTA Tracking number: **ESTTA740968**

Filing date: **04/19/2016**

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

Proceeding	79122366
Applicant	Booking.com B.V.
Applied for Mark	BOOKING.COM
Correspondence Address	KATHERINE CALIFA FOLEY & LARDNER LLP 90 PARK AVE NEW YORK, NY 10016-1314 UNITED STATES IPdocketing@foley.com, jmoskin@foley.com, kcalifa@foley.com, sschoepfer@foley.com
Submission	Appeal to District Court
Attachments	Notice of Civil Action - BOOKING.com.pdf(719871 bytes)
Filer's Name	Jonathan E. Moskin
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Signature	/jonathan e. moskin/
Date	04/19/2016

In re: **BOOKING.COM, Serial No. 79/114,998**]
 Filed by Booking.com B.V. on June 5, 2012
 Examining Attorney: Sharon A. Meier, Law Office 112

In re: **BOOKING.COM Design and Stylized letters**, Serial No. 79/122,366
 Filed by Booking.com B.V. on November 7, 2012
 Examining Attorney: Nelson B. Snyder III, Law Office 107

Pursuant to 37 C.F.R. § 2.145(c)(4) and Trademark Trial and Appeal Board Manual of Procedure § 903.01, Applicant hereby notifies the Board that on April 15, 2016, Applicant filed a complaint in the United States District Court for the Eastern District of Virginia, Booking.com B.V. v. Lee, 1:16 CV 425 (LMB)(IDD), attached hereto under Exhibit A, seeking judicial review of the Board's decisions rendered on February 18, 2016 in the above-captioned proceedings. The action, filed pursuant to 15 U.S.C. § 1071(b), is Civil Action No. 1:16-cv-00425-LMB-IDD.

Respectfully submitted,
FOLEY & LARDNER LLP

/s/ Jonathan E. Moskin
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EXHIBIT A

FILED

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CLERK US DISTRICT COURT
ALEXANDRIA, VIRGINIA

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CLIENT/MATTER NUMBER
096981-0108

VIA HAND DELIVERY

April 15, 2016

Clerk of the Court
U.S. District Court for the
Eastern District of Virginia, Alexandria Div.
Albert V. Bryan U.S. Courthouse
401 Courthouse Square
Alexandria, VA 22314

Re: New Complaint – *Booking.com B.V. v. Michelle K. Lee, in her official capacity as Director of the United States Patent and Trademark Office and the United States Patent and Trademark Office*

Dear Sir or Madam:

Enclosed for filing with the Court please find the following:

- (1) Civil Cover Sheet;
- (2) one original and four service copies of the Complaint;
- (4) four original Summonses and a service copy of each Summons;
- (5) the corporate disclosure statement;
- (6) check in the amount of \$400.00 to cover the filing fee.

Please execute and seal the Summonses and return them to our messenger; we will arrange for service of process.

Additionally, I have enclosed one extra copy of all the documents. Please file stamp these and return them to our messenger for our files.

Thank you for your assistance with this matter.



April 15, 2016
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Sincerely

A handwritten signature in black ink, appearing to read 'B. Kapatkin', with a stylized flourish at the end.

Brian J. Kapatkin
(VSB No. 75061)

Enclosures

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