

PTO Form 1930 (Rev 9/2007)

OMB No. 0651-0050 (Exp. 4/30/2009)

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77309550
LAW OFFICE ASSIGNED	LAW OFFICE 106
MARK SECTION (no change)	
ADDITIONAL STATEMENTS SECTION	
MISCELLANEOUS STATEMENT	The Examining Attorney has made final her request for information regarding the Applicant's goods. The identified goods consist of water from a source other than a mountain stream. For the reasons set forth in its response to the first first office action, filed August 8, 2008, Applicant again respectively submits that the mark is neither descriptive nor deceptively misdescriptive of the goods and hereby requests that the Examining Attorney reconsider and withdraw her final refusal registration under those alternative bases. A Notice of Appeal is being filing with the Trademark Trial and Appeal Board concurrently with this Request for Reconsideration.
SIGNATURE SECTION	
RESPONSE SIGNATURE	/ms/
SIGNATORY'S NAME	Marsha Stolt
SIGNATORY'S POSITION	Attorney of Record, Minnesota bar member
DATE SIGNED	03/10/2009
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Tue Mar 10 15:54:06 EDT 2009
TEAS STAMP	USPTO/RFR-65.46.168.178-2 0090310155406739362-77309 550-430c222c858e79aa6459a bb22e8aa254fc-N/A-N/A-200

90310154227803791

PTO Form 1930 (Rev 9/2007)

OMB No. 0651-0050 (Exp. 4/30/2009)

Request for Reconsideration after Final Action**To the Commissioner for Trademarks:**

Application serial no. 77309550 has been amended as follows:

ADDITIONAL STATEMENTS

The Examining Attorney has made final her request for information regarding the Applicant's goods. The identified goods consist of water from a source other than a mountain stream. For the reasons set forth in its response to the first first office action, filed August 8, 2008, Applicant again respectfully submits that the mark is neither descriptive nor deceptively misdescriptive of the goods and hereby requests that the Examining Attorney reconsider and withdraw her final refusal registration under those alternative bases. A Notice of Appeal is being filing with the Trademark Trial and Appeal Board concurrently with this Request for Reconsideration.

SIGNATURE(S)**Request for Reconsideration Signature**

Signature: /ms/ Date: 03/10/2009

Signatory's Name: Marsha Stolt

Signatory's Position: Attorney of Record, Minnesota bar member

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 77309550

Internet Transmission Date: Tue Mar 10 15:54:06 EDT 2009

TEAS Stamp: USPTO/RFR-65.46.168.178-2009031015540673

9362-77309550-430e222c858e79aa6459abb22e

8aa254fc-N/A-N/A-20090310154227803791

