

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77498734
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION	
MARK	http://tmng-al.uspto.gov/resting2/api/img/77498734/large
LITERAL ELEMENT	WANTED
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.
GOODS AND/OR SERVICES SECTION (current)	
INTERNATIONAL CLASS	003
DESCRIPTION	
fragrances; non-medicated bath and body products; non-medicated skincare products; skin care preparations; bath and body preparations	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (proposed)	
INTERNATIONAL CLASS	003
TRACKED TEXT DESCRIPTION	
Fragrances; non-medicated bath and body products ; non-medicated bath and body products of all types ; non-medicated skincare products ; non-medicated skin care preparations ; skin care preparations ; bath preparations ; bath and body preparations ; cosmetic body care preparations	
FINAL DESCRIPTION	
Fragrances; non-medicated bath and body products of all types; non-medicated skin care preparations; bath preparations; cosmetic body care preparations	
FILING BASIS	Section 1(b)
SIGNATURE SECTION	

RESPONSE SIGNATURE	/Howard J. Shire/
SIGNATORY'S NAME	Howard J. Shire, Esq.
SIGNATORY'S POSITION	Attorney of Record, New York Bar Member
SIGNATORY'S PHONE NUMBER	212.425.7200
DATE SIGNED	09/30/2015
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Wed Sep 30 15:44:38 EDT 2015
TEAS STAMP	USPTO/RFR-8.30.202.4-2015 0930154438885066-77498734 -540b9fd90e2844be5959d5aa d0f67b270677269a9cbadea6b 0d13a4e48926a5-N/A-N/A-20 150930153141097964

PTO Form 1960 (Rev 9/2007)
OMB No. 0651-0050 (Exp. 07/31/2017)

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

Application serial no. **77498734** WANTED(Standard Characters, see <http://tmng-al.uspto.gov/resting2/api/img/77498734/large>) has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 003 for fragrances; non-medicated bath and body products; non-medicated skincare products; skin care preparations; bath and body preparations

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: *For a trademark or service mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. *For a collective trademark, collective service mark, or collective membership mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. *For a certification mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except

to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Proposed:

Tracked Text Description: Fragrances; ~~non-medicated bath and body products~~; non-medicated bath and body products of all types; ~~non-medicated skincare products~~; non-medicated skin care preparations; ~~skin care preparations~~; bath preparations; ~~bath and body preparations~~; cosmetic body care preparations

Class 003 for Fragrances; non-medicated bath and body products of all types; non-medicated skin care preparations; bath preparations; cosmetic body care preparations

Filing Basis: Section 1(b), Intent to Use: *For a trademark or service mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. *For a collective trademark, collective service mark, or collective membership mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. *For a certification mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Howard J. Shire/ Date: 09/30/2015

Signatory's Name: Howard J. Shire, Esq.

Signatory's Position: Attorney of Record, New York Bar Member

Signatory's Phone Number: 212.425.7200

The signatory has confirmed that he/she is a Canadian attorney/agent, or an associate thereof, who represents an owner/holder located in Canada; that he/she is either registered with the USPTO and in good standing as a patent agent under 37 C.F.R. §11.6(c) or he/she has been granted reciprocal recognition under 37 C.F.R. §11.14(c) by the USPTO's Office of Enrollment and Discipline; and, that to the best of his/her knowledge, if prior to his/her appointment another Canadian attorney/agent or a U.S. attorney not currently associated with his/her company/firm previously represented the owner/holder in this matter: (1) the owner/holder 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 owner/holder has filed a power of attorney appointing him/her in this matter; or (4) the owner's/holder's appointed Canadian attorney/agent or U.S. attorney 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: 77498734

Internet Transmission Date: Wed Sep 30 15:44:38 EDT 2015

TEAS Stamp: USPTO/RFR-8.30.202.4-2015093015443888506

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b270677269a9cbadea6b0d13a4e48926a5-N/A-N
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