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**To:** The LETCO Group,LLC (aotrademark@fulbright.com)  
**Subject:** U.S. TRADEMARK APPLICATION NO. 77541687 - LIVING EARTH - LETC:002  
**Sent:** 12/28/2009 8:01:39 AM  
**Sent As:** ECOM105@USPTO.GOV  
**Attachments:**

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**UNITED STATES PATENT AND TRADEMARK OFFICE**

SERIAL NO: 77/541687

MARK: LIVING EARTH

CORRESPONDENT ADDRESS:  
SHANNON T. VALE  
FULBRIGHT & JAWORSKI L.L.P.  
600 CONGRESS AVE STE 2400  
AUSTIN, TX 78701-3271



GENERAL TRADEMARK INFORMATION:  
<http://www.uspto.gov/main/trademarks.htm>

APPLICANT: The LETCO  
Group,LLC

CORRESPONDENT'S REFERENCE/DOCKET  
NO:

LETC:002

CORRESPONDENT E-MAIL ADDRESS:  
aotrademark@fulbright.com

**REQUEST FOR RECONSIDERATION DENIED****ISSUE/MAILING DATE: 12/28/2009**

The trademark examining attorney has reviewed the request for reconsideration and is not persuaded by applicant's arguments. No new issue has been raised and no new compelling evidence has been presented with regard to the outstanding issue(s) in the final Office action. Accordingly, applicant's request for reconsideration is **denied** and the refusal(s) and/or requirement(s) held final are continued. 37 C.F.R. §2.64(b); TMEP §§715.03, 715.04(a).

The Trademark Trial and Appeal Board will be notified to resume the appeal. TMEP §715.04(a).

Applicant is requesting reconsideration of a final refusal issued/mailed June 9, 2009.

Accordingly, applicant's request for reconsideration is *denied*. The time for appeal runs from the date

the final action was issued/mailed. 37 C.F.R. Section 2.64(b); TMEP Section 715.03(c). If applicant has already filed a timely notice of appeal, the application will be forwarded to the Trademark Trial and Appeal Board (TTAB).

USPTO  
/Odessa Bibbins/  
Attorney Advisor  
Law Office 105  
Tel: 571-272-9425  
Fax:571-273-9425

**STATUS CHECK:** Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.

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**To:** The LETCO Group,LLC ([aotrademark@fulbright.com](mailto:aotrademark@fulbright.com))  
**Subject:** U.S. TRADEMARK APPLICATION NO. 77541687 - LIVING EARTH - LETC:002  
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## **IMPORTANT NOTICE REGARDING YOUR TRADEMARK APPLICATION**

Your trademark application (Serial No. 77541687) has been reviewed. The examining attorney assigned by the United States Patent and Trademark Office (“USPTO”) has written a letter (an “Office action”) on 12/28/2009 to which you must respond (*unless the Office letter specifically states that no response is required*). Please follow these steps:

1. Read the Office letter by clicking on this [link http://tportal.uspto.gov/external/portal/tow?DDA=Y&serial\\_number=77541687&doc\\_type=REC&mail\\_date=20091228](http://tportal.uspto.gov/external/portal/tow?DDA=Y&serial_number=77541687&doc_type=REC&mail_date=20091228) OR go to <http://tportal.uspto.gov/external/portal/tow> and enter your serial number to access the Office letter. If you have difficulty accessing the Office letter, contact [TDR@uspto.gov](mailto:TDR@uspto.gov).

PLEASE NOTE: The Office letter may not be immediately available but will be viewable within 24 hours of this e-mail notification.

2. Contact the examining attorney who reviewed your application if you have any questions about the content of the Office letter (contact information appears at the end thereof).

3. Respond within 6 months, calculated from 12/28/2009 (*or sooner if specified in the Office letter*), using the Trademark Electronic Application System (TEAS) **Response to Office Action form**. If you have difficulty using TEAS, contact [TEAS@uspto.gov](mailto:TEAS@uspto.gov).

### **ALERT:**

**Failure to file any required response by the applicable deadline will result in the ABANDONMENT (loss) of your application.**

**Do NOT hit “Reply” to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses.**