

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77711842
LAW OFFICE ASSIGNED	LAW OFFICE 108
MARK SECTION (no change)	
GOODS AND/OR SERVICES SECTION (current)	
INTERNATIONAL CLASS	009
DESCRIPTION	
Headphones and earphones, namely, in-ear headphone tips, audio cables and adapters to connect headphones to sound transmitting systems	
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 03/31/2008
FIRST USE IN COMMERCE DATE	At least as early as 12/16/2008
GOODS AND/OR SERVICES SECTION (proposed)	
INTERNATIONAL CLASS	009
TRACKED TEXT DESCRIPTION	
Headphones and earphones, namely, in-ear headphone tips, audio cables and adapters to connect headphones to sound transmitting systems; <u>headphones and earphones, namely, in-ear headphone tips</u>	
FINAL DESCRIPTION	headphones and earphones, namely, in-ear headphone tips
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 03/31/2008
FIRST USE IN COMMERCE DATE	At least as early as 12/16/2008
SIGNATURE SECTION	
RESPONSE SIGNATURE	/Andrea S. Fuelleman/
SIGNATORY'S NAME	Andrea S. Fuelleman
SIGNATORY'S POSITION	Attorney for Applicant, Illinois Bar Member
SIGNATORY'S PHONE NUMBER	312.269.8000

DATE SIGNED	03/04/2015
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	NO
FILING INFORMATION SECTION	
SUBMIT DATE	Wed Mar 04 18:44:10 EST 2015
TEAS STAMP	USPTO/RFR-50.202.39.3-201 50304184410051559-7771184 2-53090bddd773e3355ddf98 47bbc94f5079a547b14c51c2d 39b1c35bc19e0d2f761-N/A-N /A-20150304183158567036

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. **77711842** 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 009 for Headphones and earphones, namely, in-ear headphone tips, audio cables and adapters to connect headphones to sound transmitting systems

Original Filing Basis:

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 03/31/2008 and first used in commerce at least as early as 12/16/2008 , and is now in use in such commerce.

Proposed:

Tracked Text Description: ~~Headphones and earphones, namely, in-ear headphone tips, audio cables and adapters to connect headphones to sound transmitting systems;~~ [headphones and earphones, namely, in-ear headphone tips](#)

Class 009 for headphones and earphones, namely, in-ear headphone tips

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 03/31/2008 and first used in commerce at least as early as 12/16/2008 , and is now in use in such commerce.

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Andrea S. Fuelleman/ Date: 03/04/2015

Signatory's Name: Andrea S. Fuelleman

Signatory's Position: Attorney for Applicant, Illinois Bar Member

Signatory's Phone Number: 312.269.8000

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 not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

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TEAS Stamp: USPTO/RFR-50.202.39.3-201503041844100515

59-77711842-53090bddd773e3355ddf9847bbc

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