

ESTTA Tracking number: **ESTTA405918**

Filing date: **04/27/2011**

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

Proceeding	77729594
Applicant	HARMAN NEWSWEEK LLC
Applied for Mark	NEWSWEEK GREEN RANKINGS
Correspondence Address	BRIAN J WINTERFELDT STEPTOE & JOHNSON LLP 1330 CONNECTICUT AVE NW WASHINGTON, DC 20036-1795 UNITED STATES ipdocketing@steptoe.com
Submission	Applicants Request for Remand and Amendment
Attachments	NEWSWEEK GREEN RANKINGS Request.pdf ( 2 pages )(25713 bytes )
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Signature	/BJW/
Date	04/27/2011

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

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In re Application of :  
The Newsweek/Daily Beast Company LLC :  
Serial No.: 77/729,594 :  
Filing Date: May 5, 2009 :  
Mark: **NEWSWEEK GREEN** :  
**RANKINGS** :

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Honorable Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

**REQUEST FOR REMAND FOR RECONSIDERATION AND AMENDMENT**

Appellant The Newsweek/Daily Beast Company LLC (“Applicant”) hereby requests that the subject application be remanded to the Examining Attorney for reconsideration in order to amend the application to disclaim the wording “GREEN RANKINGS.” Requests for Remand are granted upon a showing of good cause, such as when the Applicant files an amendment in an attempt to comply with a requirement to overcome a refusal. *See* TMBP §§ 1205; 1209.04. In the subject application, the Examining Attorney has required and made final the requirement that Applicant disclaim the wording “GREEN RANKINGS” in Applicant’s mark.

Pursuant to this request, Applicant requests that the application be remanded to Examining Attorney for reconsideration to amend so that the following disclaimer be included:

“No claim is made to the exclusive right to use “GREEN RANKINGS” apart from the mark as shown.”

Because Applicant has requested remand to satisfy a requirement to overcome a refusal, Applicant submits that Applicant has shown good cause and that the remand should be granted. Moreover, because the amendment satisfies the last remaining requirement of the Examining Attorney, Applicant further submits that the appeal is moot and requests that the application as amended be forwarded for publication.

Respectfully submitted,

**STEPTOE & JOHNSON LLP**

By:  \_\_\_\_\_

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The Newsweek/Daily Beast Company LLC*

Dated: April 27, 2011