

From: Rhim, Andrew

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Subject: U.S. TRADEMARK APPLICATION NO. 77820105 - ULTRA CASE - FHKI
3117 (8 - Request for Reconsideration Denied - Return to TTAB

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**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

APPLICATION SERIAL NO. 77820105

MARK: ULTRA CASE



CORRESPONDENT ADDRESS:

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

APPLICANT: Ripples Group Limited

CORRESPONDENT'S REFERENCE/DOCKET NO:

FHKI 3117 (8)

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REQUEST FOR RECONSIDERATION DENIED

ISSUE/MAILING DATE: 11/18/2011

The trademark examining attorney has carefully reviewed applicant's request for reconsideration (filed on July 21, 2011) and is denying the request for the reasons stated below. *See* 37 C.F.R. §2.64(b); TMEP §§715.03(a), 715.04(a). In its request for reconsideration, the applicant's amended Class 009 identification of goods is acceptable and has been entered. However, the Section 2(d) likelihood of confusion refusal made final in the Office action dated June 30, 2010 (and continued in a subsequent final action dated January 21, 2011) is maintained and continues to be final. *See* TMEP §§715.03(a), 715.04(a).

In the present case, applicant's request has not resolved all the outstanding issue(s), nor does it raise a new issue or provide any new or compelling evidence with regard to the outstanding issue(s) in the final Office action. In addition, applicant's analysis and arguments are not persuasive nor do they shed new light on the issues. Accordingly, the request is denied.

The filing of a request for reconsideration does not extend the time for filing a proper response to a final Office action or an appeal with the Trademark Trial and Appeal Board (Board), which runs from the date the final Office action was issued/mailed. *See* 37 C.F.R. §2.64(b); TMEP §§715.03, 715.03(a), (c).

If time remains in the six-month response period to the final Office action, applicant has the remainder of the response period to comply with and/or overcome any outstanding final requirement(s) and/or refusal(s) and/or to file an appeal with the Board. TMEP §715.03(a), (c). However, if applicant has already filed a timely notice of appeal with the Board, the Board will be notified to resume the appeal when the time for responding to the final Office action has expired. *See* TMEP §715.04(a).

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