
To: ORVIS COMPANY, INC., THE (TYoung@faysharpe.com)

Subject: TRADEMARK APPLICATION NO. 78276739 - STREAMLINE - OCSE 5 00012

Sent: 7/12/2006 8:29:52 AM

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Attachments: [Attachment - 1](#)
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[Important Email Information]

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/276739

APPLICANT: ORVIS COMPANY, INC., THE

CORRESPONDENT ADDRESS:

THOMAS E. YOUNG
FAY, SHARPE, FAGAN, MINNICH & MCKEE
1100 SUPERIOR AVENUE, SEVENTH FLOOR
CLEVELAND OH 44114-2579

RETURN ADDRESS:

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

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: STREAMLINE

CORRESPONDENT'S REFERENCE/DOCKET NO: OCSE 5 00012

Please provide in all correspondence:

CORRESPONDENT EMAIL ADDRESS:

TYoung@faysharpe.com

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address..

Serial Number 78/276739

Applicant is requesting reconsideration of a final refusal dated 04/07/06.

The Office has reassigned this application to the undersigned trademark examining attorney.

After careful consideration of the law and facts of the case, the examining attorney must deny the request for reconsideration and adhere to the final action as written since no new facts or reasons have been presented that are significant and compelling with regard to the point at issue. The marks are identical and the parties' goods are marketed through the same channels of trade. See attachments. Swimwear and fishing vests are very related as demonstrated by prior registrations.

Accordingly, applicant's request for reconsideration is *denied*. The time for appeal runs from the date the final action was mailed. 37 C.F.R. Section 2.64(b); TMEP Section 715.03(c).

/Zachary R. Bello/
Trademark Attorney Advisor
Law Office 111
USPTO
571-272-9376

Note:

In order to avoid size limitation constraints on large e-mail messages, this Office Action has been split into 3 smaller e-mail messages. The Office Action in its entirety consists of this message as well as the following attachments that you will receive in separate messages:

Email 1 includes the following 25 attachments

1. 75317880P001OF003
2. 75317880P002OF003
3. 75317880P003OF003
4. 75451333P001OF003
5. 75451333P002OF003
6. 75451333P003OF003
7. 75507636P001OF003
8. 75507636P002OF003
9. 75507636P003OF003
10. 75603913P001OF003
11. 75603913P002OF003
12. 75603913P003OF003
13. 75747601P001OF002
14. 75747601P002OF002
15. 75776277P001OF003
16. 75776277P002OF003
17. 75776277P003OF003
18. 75820612P001OF003
19. 75820612P002OF003
20. 75820612P003OF003
21. 76081369P001OF003
22. 76081369P002OF003
23. 76081369P003OF003
24. 76225411P001OF004
25. 76225411P002OF004

Email 2 includes the following 31 attachments

1. 76225411P003OF004
2. 76225411P004OF004
3. 76240524P001OF004
4. 76240524P002OF004
5. 76240524P003OF004
6. 76240524P004OF004
7. 76280352P001OF004
8. 76280352P002OF004
9. 76280352P003OF004
10. 76280352P004OF004
11. 76452884P001OF004
12. 76452884P002OF004
13. 76452884P003OF004
14. 76452884P004OF004

15. 78097687P001OF003
16. 78097687P002OF003
17. 78097687P003OF003
18. 78223286P001OF001
19. 78251067P001OF001
20. 78253974P001OF002
21. 78253974P002OF002
22. 78278064P001OF003
23. 78278064P002OF003
24. 78278064P003OF003
25. 78281290P001OF002
26. 78281290P002OF002
27. 78396376P001OF004
28. 78396376P002OF004
29. 78396376P003OF004
30. 78396376P004OF004
31. 78411510P001OF003

Email 3 includes the following 21 attachments

1. 78411510P002OF003
2. 78411510P003OF003
3. 78489058P001OF003
4. 78489058P002OF003
5. 78489058P003OF003
6. 78503653P001OF004
7. 78503653P002OF004
8. 78503653P003OF004
9. 78503653P004OF004
10. 78507553P001OF004
11. 78507553P002OF004
12. 78507553P003OF004
13. 78507553P004OF004
14. 78691401P001OF002
15. 78691401P002OF002
16. 79000301P001OF003
17. 79000301P002OF003
18. 79000301P003OF003
19. 79010707P001OF003
20. 79010707P002OF003
21. 79010707P003OF003

Please ensure that you receive all of the aforementioned attachments, and if you do not, please contact the assigned-examining attorney.