

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Trademark Application of :
: SAGEM, S.A. :
: **Examining Attorney:**
Mark: **XELIOS (and design)** : **Michele-Lynn Swain**
: **Law Office: 116**
Serial No.: 79/006,191 :
: **Filed: October 14, 2004** :



06-21-2006
U.S. Patent & TMO/TM Mail Rpt Dt #72

RESPONSE TO OFFICE ACTION

Honorable Commissioner Madam:

This is in response to the Office Action mailed on January 25, 2006.

I. AMENDED IDENTIFICATION OF GOODS AND SERVICES

Applicant wishes to amend its description of goods and services to read as follows:

International Class 009

“Computer security programs for network software and web sites; computer programs for the enabling of access to security zones; computer programs for data and application program protection; computer programs for security using biometric identification for use in the field of business for private use.”

International Class 037

“Maintenance of computer hardware devices for security purposes.”

International Class 042

“Rental of computer software in the field of security information systems consulting in the field of securities; software and technical computer consulting in the field of securities; computer software design and development for others in the field of security; maintenance and computer software in the field of security.”

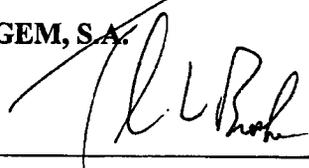
II. NO LIKELIHOOD OF CONFUSION

Applicant restates and continues the arguments made in its earlier-filed response to the Examining Attorney's first Office Action. Applicant has now significantly amended and narrowed the description of its goods and services to further explain that its goods are offered for security purposes only. Applicant is in the business of providing security services. Attached are copies of sections of Applicant's web site showing that its goods and services are directed to those in the security industry and the hardware and software has very specific purposes and offered to a very specific class of customers through a very specific channel of trade. The prior registrant's goods and services are "computers and computer peripherals" and "computer consulting and computer programming for others." The prior registrant does not offer security solutions nor does it offer goods and services related to the business of network security.

For these reasons and for those included in the earlier-filed response, Applicant respectfully requests that the refusal to register based upon the prior registrations be withdrawn.

Respectfully submitted,

SAGEM, S.A.

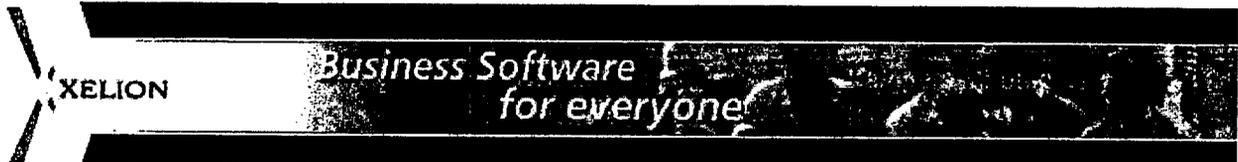
By: 

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HOLLAND & KNIGHT LLP
2099 Pennsylvania Avenue, N.W., Ste. 100
Washington, D.C. 20006
(202)-663-7271

Counsel for Applicant

Date: June 21, 2006

3854932_v1



■ Structureren van organisatieprocessen ■ Eenvoudig in het gebruik ■ Toepasbaar in elk bedrijf

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Xelion Software Integrated CRM

Ondernemers realiseren zich dat vooral in de huidige markt het optimaliseren van de relatie met hun klanten van levensbelang is. Dan is het noodzakelijk om op tijd te kunnen beschikken over de juiste klanteninformatie. Xelion Integrated CRM zorgt voor de oplossing.

[lees meer](#)

Xelion for Everyone!

Door de sublieme combinatie van basis n applicaties en maatwerk biedt Xelion voor organisatie een oplossing op maat. Xelion in een organisatie worden ingezet, voor v verschillende processen.

Over Xelion

Xelion ontwikkelt zelfsturende bedrijfssoftware, die complexe processen binnen een organisatie stroomlijnt en hierdoor werk uit handen neemt. De efficiency in een bedrijf wordt zo vergroot. Xelion is een Nederlands bedrijf, in 1988 opgericht te Delft.



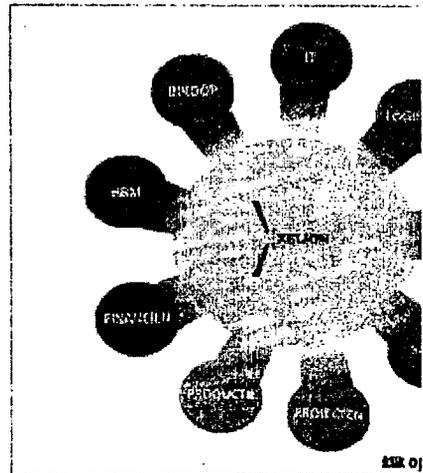
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Het bouwproces van Xelion

Xelion gaat veel verder dan de gebruikelijke basisfunctionaliteiten. De kracht van onze software is dat wij uw slimme ideeën vertalen naar een gebruiksvriendelijke en passende oplossing.



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Security Solutions

XELIOS

PC LOGIN PRO SUITE 5

The security solution that meets all your expectations!

Access control solution using Smartcard, Token or Fingerprint authentication

MobileSmart 1300X

SECURITY SOLUTIONS

Xelios VNA 4.5

Secure distant access

[Read more](#)

Secure Bio Drive External

Compact, robust and secure

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PC Login Pro Suite 5

Enter a new security era

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Secure Bio Drive

The key to confidentiality

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DOCUMENTATION



PC Login Pro Suite 5
Brochure



Secure Bio Drive
Brochure

Xelios VNA

NEW

XELIOS SECURE BIO DRIVE

The secure data storage that increases information mobility

E-CARE

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EVENTS



About XELIOS

XELIOS proposes information and network security access solutions

With more than 10 years experience in computer and network security, XELIOS offers a wide range of solutions such as logon protection, Single Sign-On, on-the-fly encryption, the securing of certificates and VPN...

Since April 2004, XELIOS is a trademark of the group SAGEM. This takeover is the quintessence of an expert in logical access control solutions and fingerprint biometrics.



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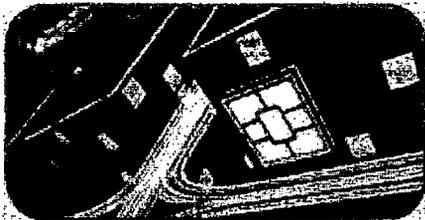
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XELIOS Solutions



Software
Every XELIOS softwares

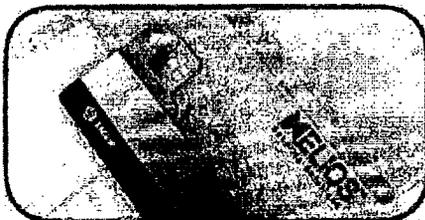
All developments undertaken by XELIOS requires the following; advanced technology, ergonomics and be esthetic. XELIOS also believes that a software, even high performance, should be able to be used by one and all without any difficulty.

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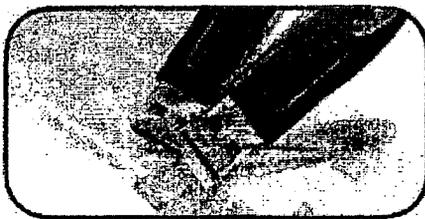
Biometric sensors
All compatible biometric sensors

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Smart cards
All compatible sensors and smart cards

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Tokens
All compatible tokens

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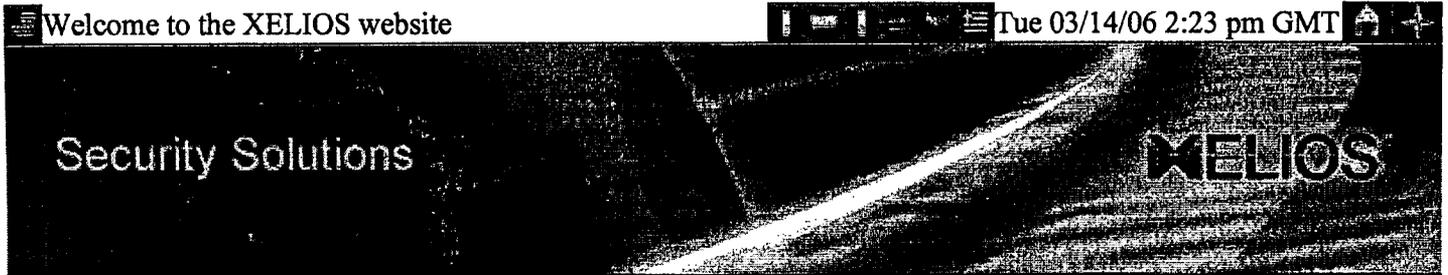
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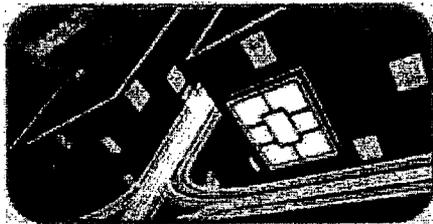
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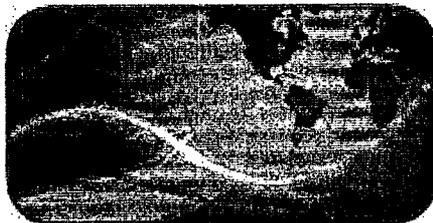
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SOFTWARE



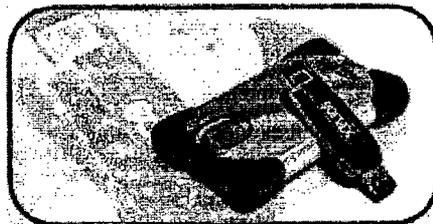
PC Login Pro Suite 5
Enter a new security era

XELIOS PC LOGIN PRO Suite 5 is a complete solution of data protection and access control which highly secures the resources of a company information system. [Read more](#)



Xelios VNA 4.5
Secure distant access

XELIOS VNA is an access control solution for the secured reading and writing of data on a remote server. [Read more](#)



Secure Bio Drive Software
Ideal for the portability and the surety of your stored data

Today, USB storage tokens are commonplace and their massive use could lead to breaches in the security of your information system. While maintaining the ergonomics of USB tokens XELIOS SecureBioDrive also maintains the security. [Read more](#)

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HARDWARE

Secure Bio Drive
The key to confidentiality

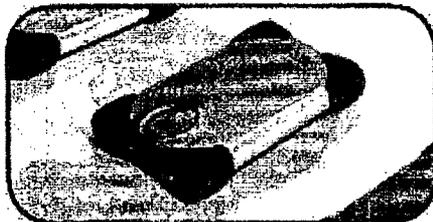


The XELIOS Secure Bio Drive is a secured solution of storage on a USB token. With an integrated fingerprint recognition and analysis cell, the XELIOS Secure Bio Drive protects the access to the private partition (invisible) of the token. All recorded data held in the private partition is automatically encrypted and masked in AES 128 bit. The...

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Secure Bio Drive External
Compact, robust and secure

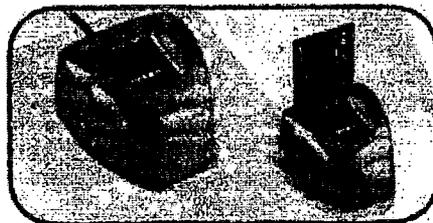


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MSO 300X and 350X
A Versatile Finger Print Processing Unit

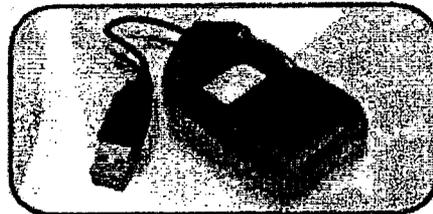


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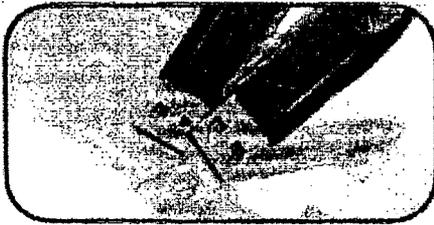
MSO 1300X
Compact, Security and Ergonomy



The MSO 1300X is a compact biometric device with advanced security functions. The optic technology used, not only gives an unequalled performance but is also very robust.

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XELIOS Token

XELIOS Token is a compact, two-factor authentication token which guarantees client security for network authentication, e-mail encryption, and digital signing applications. Its low-cost, compact design, and standard USB interface makes it easier to deploy than smartcards or one-time PIN codes.

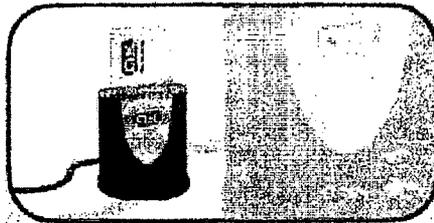
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BioSimKey G4

The solution for your notebooks. With its integrated SimCard driver, the BioSimkey is the biometric authentication solution the most compact nomad device on the market.

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Omnikey Cardman 3121

CardMan 3121 is a CCID & EMV certified Plug&Play reader for PCs with USB 2.0 interface. Beside its easy installation, it reads memory- and microprocessor cards.

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Axalto Cryptoflex

The smart card for e-transactions and trusted services.

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Axalto Cyberflex Access

The Java™ card for information security.

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Axalto eGate

For e-business in the PC world to flourish, users need a highly secure and easy-to-use solution for accessing information, purchasing and banking on-line. e-gate is a smart card technology combining ISO and USB (Universal Serial Bus) versatility with leading-edge security functionality in a plug and play format that will transform security across...

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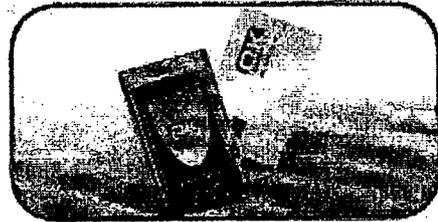


XELIOS BioKeyboard



The industrial solution : not enough space in your production workshop to add a supplementary peripheral? The XELIOS BioKeyboard is an advanced solution with an integrated Biometric Upek G4 sensor. With only one USB connection, and with the same dimensions, this biometric keyboard will integrate perfectly into your company.

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Omnikey Cardman 4040

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Xelios Institute

Mastering XELIOS security solutions.

The training (or certifications) will give you all the keys for best using XELIOS security solutions. There are three training levels :

CXA - Administrator Level : Allowing you to use all XELIOS product functions.

CXE - Expert Level : Increased theoretical knowledge on all XELIOS technology as well as the advanced management of network functions.

CXD - Developer Level : Giving you the key elements for a successful integration of XELIOS technology into final applications.

All of the above training is carried out at the XELIOS Institute (XELIOS Training Center). The training is centered around theoretical lessons and practical workshops. Training subjects : PC Login Pro Suite 5.10(level - CXA et CXE) PC Login Pro Suite 5.10 SSO Extended (level - CXA et CXE) XELIOS Virtual Network Access (level - CXA) XELIOS Fingerprint SDK (level - CXD) Inscription and information : To obtain more information on the XELIOS training courses, you can contact your usual commercial

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## Technical Support

### Our best engineers are at your disposal

Security engineers at your disposal

Local XELIOS computer security engineers at your disposal. There are three types of support available :

- e-mail support (see contact menu)
- telephone support from 9am to 12pm and from 2pm to 6pm Monday through Friday
- remote override support from 9am to 12pm and from 2pm to 6pm Monday through Friday

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## Before sales service

### The latest services at your disposal

An audit carried by security professionals

XELIOS commercialise its products in a strictly indirect manner. However, and this in order to bring an even more complete service to our clientele, we have set up a complementary audit service to that of our integrators. We have security engineers who are specialized in authentication, encryption, certificates and Single-Sign-On. Our team of specialized technicians are available to teach you how to set up XELIOS solutions in your company.

#### High quality control

We also have a service "control". Here, you have at your disposal, security engineers who can help you integrate XELIOS solutions onto your information park. Our engineers can also configure the entire range of your applications for the Single-Sign-On, or set up XELIOS administration server tools.

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