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

Application Serial No.	79057725
Applicant	SHIN NIPPON SEITETSU KABUSHIKI KAISHA; (also doing business as; NIPPON STEEL CORPORATION)

Notice of Appeal

Notice is hereby given that SHIN NIPPON SEITETSU KABUSHIKI KAISHA; (also doing business as; NIPPON STEEL CORPORATION) appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 79057725.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 001.

All goods and services in the class are appealed, namely: Acrylic resins, unprocessed; adhesives for industrial purposes; alkalies; alkaline iodides for industrial purposes, namely, aluminum iodide, silver iodide; alkaline metals, namely, sodium, potassium; alkaline-earth metals; alumina; aluminum chloride; aluminum hydrate; aluminum silicate; ammonia for industrial purposes; anhydrides, namely, phosphoric anhydrides, phthalic anhydrides; argon; unprocessed artificial resins; auxiliary fluids for use with abrasives for general industrial use; barium compounds, namely, barium chloride, barium hydroxide; barytes; bentonite; benzene derivatives for use in biotechnology, pharmaceuticals; benzoic acid; foundry binding substances, namely foundry sand; brazing fluxes; carbon in the nature of natural graphite; carbon black for industrial purposes; absorbing carbon for filters; catalysts, for use in the manufacture of industrial chemicals; ceramic glazings; ceramic materials in particulate form, for use as filtering media; compositions for the manufacture of technical ceramics, namely, ceramic powders for manufacturing; chemical preparations for facilitating the alloying of metals; dry ice; unprocessed epoxy resins; fertilizers; unprocessed plastics in the nature of filtering materials for impurities removal in metal industries; helium; hydrogen; industrial chemicals; krypton; lime carbonate; magnesium carbonate; naphthalene; neon; nitrogen; oxygen; phenol for industrial purposes; unprocessed plastics; rare earths; chemical reagents other than for medical or veterinary purposes; raw salt, namely, salts from rare earth minerals; salts as chemical preparations, namely, metallates; salts as fertilizers; salts for industrial purposes, namely, magnesium salts; salts from rare earth metals namely, salts of alkaline metals, salts of precious metals for industrial purposes; silicates, namely, aluminum silicate, zinc silicate; silicon; soda ash; soldering fluxes; sulphur; sulphuric acid; unprocessed synthetic resins; titanium dioxide for industrial purposes; toluene; welding chemicals, namely, gases for welding; xenon; zirconia; welding fluxes; ammonium sulphate; calcium silicate; silica gel; methanol; anthracene; styrene monomer; cyclohexene; chemicals for industrial use, namely, biphenyls, acenaphthenes; , chemicals for industrial use, namely, terphenyl; decahydronaphthalene; tetrahydronaphthalene; chemicals for industrial use, namely, methylnaphthalenes; pyrene; fluorene; coumarone resin; phenanthrene; cyclohexane; bisphenol A; cresol; xylenol; phthalic anhydride; para-benzylbiphenyl; indoles; skatole; coumarin; dihydrocoumarin; indenes; isoquinolines; quinaldine; tetrachlorophthalic anhydride; divinylbenzene; diphenylbenzene; carbazole; thiophene; pyridine; cement blending agents, namely, contact cements, oil cement; soil improving agents; phenolic resins; polyamide resins; polystyrene resins; polypropylene resins; organometallic compounds, namely, tetraethyl lead; ammonium sulphate fertilizer; liquid crystal, namely, for use in liquid crystal display; resists for color filter of liquid crystal display; foundry coke; ceramic compositions in the form of granules and powders for sintering

- Class 006.

All goods and services in the class are appealed, namely: Alloys of common metal; aluminum; aluminum foil; aluminum wire; balls of steel; boxes of common metal; brackets of metal for building; unwrought or semi-wrought brass; brazing alloys; rods of metal for brazing; metal boards for building; building or furniture fittings of nickel-silver; prefabricated buildings of metal; cable joints of metal, non-electric; unwrought or semi-wrought cast iron; cast steel; unwrought or semi-wrought common metals; containers

of metal for storage; containers of metal for transport; unwrought or semi-wrought copper; crash barriers of metal for roads; fittings of metal for building; flanges of metal; foundry moulds of metal; framework of metal for building; gold solder; small hardware of metal, namely, springs, nuts, bolts, nails, rivets, screws and washers; indium; ingots of common metal; iron ores; unwrought or semi-wrought iron; iron wire; joists of metal; unwrought or semi-wrought lead; linings of metal for building purposes; manhole covers of metal; manifolds of metal for pipelines; materials of metal for funicular railway permanent; metals in powder form; nickel; niobium; nuts of metal; pillars of metal for buildings; pipe muffs of metal; poles of metal; posts of metal; construction support props of metal; railroad ties of metal; rails of metal; railway material of metal; railway points; railway sleepers of metal; railway switches; reinforcing materials of metal for building; sheet piles of metal; metal in the form of sheets and plates; silver plated tin alloy; silver solder; metal hardware, namely, cable junction sleeves; soldering wire of metal; metal springs; steel alloys; steel buildings; steel pipes; steel sheets; steel in the form of strips; unwrought or semi-wrought steel; steel wire; metal steps (ladders); stop collars of metal; stops of metal, namely, metal valves; strap-hinges of metal; tantalum; tin; tin foil; tinplate; tinplate packings; titanium; titanium iron; tombac; trellis of metal; tubes of metal; tungsten; metal turntables for railways; vanadium; rods of metal for welding; wire gauze; wire of common metal; wire of common metal alloys, except fuse wire; wire rope; zirconium; steel bars; steel strands; steel cables; steel shapes; wire of metal for welding; heavy plate steel; hot-rolled steel sheets and coils; cold-rolled steel sheets and coils; tin free steel sheets and coils; electrical steel sheets; galvanized sheets and coils

- Class 007.

All goods and services in the class are appealed, namely: Aerators; air suction machines; anti-pollution devices for motors and engines; atomizer machines, namely, spray guns for paint, spaying machines; bearings being parts of machines; bending machines; bookbinding machines for industrial purposes; catalytic converters; compressed air engines not for land vehicles; compressed air machines; compressed air pumps; compressors for machines; air condensing installations; connecting rods for machines, motors and engines; hydraulic and pneumatic control mechanisms for metalworking machines, mining machines, construction machines, loading-unloading machines, semiconductor manufacturing machines, engines and motors; converters for steel works, namely, steel converter; couplings for machines other than for land vehicles; waste crushing machines; cutting machines; drain cocks; drainage machines for construction; drainage machines for agriculture; apparatus for dressing, namely, power-operated cultivators; exhausts for motors and engines, namely, exhaust pipes for land vehicles; finishing machines, namely, concrete finishing machines, plywood finishing machines; gasifiers; generators of electricity; grinding machines; guides for metalworking machines; hand-held tools, other than hand-operated, namely, power-operated tools, namely, buffers; heat exchangers for chemical processing machines, food or vegetable processing machines, and non-electric prime movers not for land vehicles; hemming machines machine tools holders; inking apparatus for printing machines; journal boxes being parts of machines; journals being parts of machines; apparatus for machining, namely, metal working machines, namely, machining centers; exhaust manifold for engines; metal drawing machines; metalworking machines; compression or extrusion moulding machines; forging moulds; mufflers for motors and engines; paper feeders machines for printing; papermaking machines; paring machines for metalworking and woodworking; pneumatic transporters; electric machines and apparatus for polishing metal; electric machines and apparatus for polishing stones; metal extrusion presses; industrial machine presses; pressure regulators being parts of machines; printing cylinders being parts of machines; printing machines; printing plates; printing presses; printing rollers for machines; propulsion mechanisms other than for land vehicles, namely, propellers for machines; ram machines for use in construction; rolling mill cylinders being parts of machines; rolling mills. rotary printing presses; sewage pulverizers being machines; sheaf-binding machines; silencers as part of exhaust systems for vehicle motors and engines; slide rests being parts of machines; speed governors for machines, engines and motors; stone working machines; transmissions for machines; metal trimming machines; turbines other than for land vehicles; tympan being parts of printing presses; vibrators machines for industrial use, namely, concrete vibrators; vulcanization machines; waste compacting machines; waste disposers machines; water heaters being parts of non-electric prime movers, not for land vehicles; water heaters being parts of dish washing machines; gas operated welding machines; electric welding machines; mining working machines, namely, drills for the mining industry; industrial robots for metal working; continuous casting machines; metal surface pickling apparatus, namely, an apparatus for giving a pickling treatment on the surface of metal; metal surface tinning apparatus, namely, an apparatus for tin-plating on the surface of metal; annealing machines

- Class 009.

All goods and services in the class are appealed, namely: Electronic agendas; anodes; bar code readers; batteries, electric; capacitors; cathodes; central processing units; integrated circuit chips; cinematographic

cameras; recorded computer operating programs; computer peripheral devices; downloadable computer software for database management; computer software, for database management recorded on data media; computers; electric connections; connections for electric lines; electric contacts; electric contacts of precious metal; data processors; electric distribution consoles; electric arc cutters; electric arc welders; electric loss indicators; electric welding apparatus, namely, laser welding devices; galvanizing machines; electrolyzers; smart cards, namely, integrated circuit cards; integrated circuits; intercommunication apparatus; accumulator jars; juke boxes for computers; junction sleeves for electric cables; lasers, not for medical purposes; blank magnetic data media; magnetic encoders; material testing instruments and machines, namely, radiation-measuring instruments, metal compression testing machines, metal hardness testing machines, metal strength testing machines; mathematical instruments, namely, drafting machines; measuring apparatus, namely, bevels, rain gauges, pressure gauge, accelerometers, concentration meters, surface roughness testing machines and instruments; measuring instruments, namely, resistance measuring instruments, instruments for measuring length; optical mirrors; computer software to monitor and control factory manufacturing processes; optical apparatus and instruments, namely, optical apparatus for industrial use; optical character readers; optical condensers; optical data media, namely, blank optical disks; photographic, electrostatic and thermic photocopiers; plates for batteries; portable telephones; printed circuits; prisms; data processing readers; electric resistances ; semi-conductors; solar batteries; telephone apparatus; telecommunications transmitters ; telecommunications transmitting sets; video telephones; silicon wafers; welding electrodes; color filters for liquid crystal display; flexible print circuits; flexible print circuit materials; electrical coils; metal surface galvanizing machines; spark-guards for welding, namely, face-protection shields; downloadable electronic publications, namely, information pamphlets, catalogues, newsletters and books in the field of steelmaking, engineering and construction

- Class 011.

All goods and services in the class are appealed, namely: Air conditioning apparatus; air conditioning installations; air cooling apparatus; electric air deodorising apparatus; air filtering installations; air purifying apparatus and machines; air sterilizers; ash pits for furnaces; electrical boilers, furnace boilers, and heating boilers, other than parts of machines; coolers for furnaces; cooling appliances and installations, namely, cooling domes; cooling installations and machines, namely, evaporative air coolers; water desalination plants; distillation apparatus; drying apparatus for chemical processing; electric lamps; evaporators; filters for air conditioning; air filters for industrial furnaces; air filters for industrial boilers; air filters for air-conditioning installations for industrial purposes; air filters for garbage incinerators; water filters for water purifying apparatus; air filters for household electrothermic appliances; fire bars, namely, fireplace grates; shaped fittings for furnaces, namely, cocks, baffles; framework of metal for ovens; fuel economizers for use in boilers, furnaces, smelters, heating systems, turbines and combined heat and power units; furnace ash boxes; furnace grates for industrial furnace and nuclear reactors; furnace grates for industrial boilers; furnace grates for cooking equipment for industrial purposes; furnaces; cooling vats for furnaces; gas scrubbers; heat exchangers, not parts of machines; heating apparatus for solid, liquid or gaseous fuels, namely, hot-water space heating apparatus; heating elements; hot water heating installations; hot air apparatus, namely, hot air space heating apparatus, hot air blowers; lighting apparatus and installations, namely, electric lighting fixtures, flat panel lighting apparatus, LED (light emitting diode) lighting fixtures; loading apparatus for furnaces; mixer taps for water pipes; oven fittings made of fireclay; pasteurisers for use in food, beverage, pharmaceuticals; purification installations for sewage; refrigerating apparatus and machines, namely, gas refrigerators; refrigerating appliances and installations; refrigerating cabinets; regulating accessories for water apparatus and pipes; plumbing fittings in the nature of washers for water taps; sanitary apparatus and installations, namely, bath tubs, toilet stool units with a washing water squirter; steam generating installations; toilets; water filtering apparatus; water flushing installations, namely, flush levers; water purification installations; water purifying apparatus and machines; water sterilizers; waste melting apparatus, namely, waste melting furnace

- Class 037.

All goods and services in the class are appealed, namely: Building construction; installation of building insulating; building sealing; building damp-proofing; demolition of buildings; construction of airports; construction of aquatic facilities; construction of telecommunication towers; harbour construction; pier construction; residential and commercial building construction; road construction; earthworks or concrete construction; construction of base-isolation and vibration-control device for building; steel structure construction; warehouse construction; construction of artificial islands; construction of tunnels; construction of stadiums; construction of storage tanks; drilling of wells; factory construction; furnace installation and repair; machinery installation; pipeline construction and maintenance; plumbing; riveting; underwater construction; underwater repair; construction of natural oil drilling platforms; construction of

natural gas drilling platforms; bridge construction; construction of offshore structures; construction of coastal structures; construction information; building construction supervision; installation, maintenance and repair of electrical power plants; installation, maintenance and repair of chemical plants; installation, maintenance and repair of steel plants; installation, maintenance and repair of waste treatment plants; installation, maintenance and repair of polychlorinated biphenyl treatment plant; installation, maintenance and repair of recycling plants; installation, maintenance and repair of energy plants; installation, maintenance and repair of liquefied natural gas plants; air conditioning apparatus installation and repair; installation, maintenance and repair of computer hardware; telephone installation and repair; electric appliance installation and repair; boiler cleaning and repair; burner maintenance and repair; pump repair; rental of bulldozers; rental of construction equipment; rental of cranes for construction; rental of excavators

- Class 042.

All goods and services in the class are appealed, namely: Architectural consultation; architecture, namely, architectural design; construction drafting; urban planning; architectural analysis; engineering services in the field of electrical power plant; engineering services in the field of chemical plant; engineering services in the field of steel plant; engineering services in the field of waste treatment plant; engineering services in the field of polychlorinated biphenyl treatment plant; engineering services in the field of liquefied natural gas plants; engineering services in the field of recycling plant; engineering services in the field of energy plants; engineering services in the field of receiving and storage plants; engineering services in the field of floating structures; engineering services in the field of offshore steel structures; design for others of base-isolation and vibration-control devices; technical consultation in the field of engineering services in the field of electrical power plants; technical consultation in the field of engineering services in the field of chemical plants; technical consultation in the field of engineering services in the field of steel plants; technical consultation in the field of engineering services in the field of waste treatment plants; technical consultation in the field of engineering services in the field of polychlorinated biphenyl treatment plants; technical consultation in the field of engineering services in the field of liquefied natural gas plants; technical consultation in the field of engineering services in the field of recycling plants; technical consultation in the field of engineering services in the field of energy plants; technical consultation in the field of engineering services in the field of receiving and storage plants. technical consultation in the field of engineering services in the field of floating structures; technical consultation in the field of engineering services in the field of offshore steel structures; technical consultancy service for steel making; technical consultancy service for steel making; consultancy in the field of computer hardware; computer programming; computer software design; computer system design; computer system analysis; computer virus protection services; maintenance of computer software; updating of computer software; conversion of data or documents from physical to electronic media; creating and maintaining Web sites for others; data conversion of computer programs and data, not physical conversion; duplication of computer programs; installation of computer software; providing search engines for obtaining data on a global computer network; recovery of computer data; computer software consultancy; chemical analysis; chemical research; chemistry services; mechanical research; testing, inspection or research of pharmaceuticals, cosmetics or foodstuff; research on building construction or city planning; testing or research on prevention of pollution; testing or research on electricity; testing or research on civil engineering; testing, inspection or research on agriculture, livestock breeding or fisheries; testing or research on machines, apparatus and instruments; material testing; research in the field of environmental protection; underwater exploration; computer rental; rental of computer software; rental of Web servers; hosting computer Web sites of others; calibration; technical writing in the nature of drafting of standard practice instruction for others; technical writing in the nature of drafting of standard practice instruction manual for others

Respectfully submitted,

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