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

Application Serial No.	79103101
Applicant	PAUL WURTH S.A.

## Notice of Appeal

Notice is hereby given that PAUL WURTH S.A. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 79103101.

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 007.

All goods and services in the class are appealed, namely: Steel and metalworking machines and machine tools; motors, other than for land vehicles; machine coupling and transmission components except for land vehicles; machines and installations for the metallurgical and iron and steel industry, namely metal cutting and casting machines; equipment for iron and steelworks and metallurgical plants not included in other classes, namely electric welding machines, metalworking machine tools; pressure valves being parts of machines, namely back pressure valves; regulators being parts of machines; valves, namely valves as parts of machines; pressure reducers as parts of machines; exhaust valves as parts of machines; electromechanical pressure and gas flow regulators being parts of machines; hydraulic and pneumatic control mechanisms for machines, engines or motors; industrial manipulator machines, namely forging machines; apparatus, gates and electromechanical valves machines, namely gate valves as parts of machines; apparatus, gates and flow regulator valves machines, namely gate valves for flow regulator, all being parts of machines; hydraulic and pneumatic devices for opening or closing electromechanical valves and gates being parts of machines; hydraulic and pneumatic devices for opening or closing safety valves being parts of machines; sealing joints for electromechanical gates, valves and apparatus being parts of machines; driving chains other than for land vehicles, especially for gas flow control valves

- Class 009.

All goods and services in the class are appealed, namely: Scientific, surveying, photographic, optical, weighing, measuring, signaling, checking supervision, and teaching apparatus and instruments, namely metallurgical microscopes, surveying chains, photographic cameras, optical lenses, weighing scales, measuring lasers, signal whistles and educational software in the field of engineering for the iron and steel industry, ferrous and non-ferrous metallurgical industry; apparatus for recording, transmission or reproduction of sound or images namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; blank magnetic data carriers, blank recording disks; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; fire-extinguishers; installations and apparatus for controlling, measuring, regulating, weighing, metering for metallurgical and iron and steel installations, especially for valves, gates, safety valves and machines and apparatus for controlling gas flow rate, namely electronic controllers, flow meters, gas flow regulators and weighing scales; pressure probes, namely ultrasound probes, not for medical use; pressure indicators; pressure measuring apparatus, namely pressure gauges; sensors, especially gas flow sensors; electrical and electronic installations for remote control of industrial operations, and especially for valves, gates, safety valves and machines and apparatus for controlling gas flow rate, namely computer hardware and software for remote control of gas flow rate; gas testing instruments; electric and electronic monitoring apparatus, namely electronic flowmeter monitors; gas monitoring apparatus, namely sensors for detecting the presence of gas and measuring gas concentration; installations and apparatus for controlling, monitoring measuring, regulating, weighing, metering for blast furnace installations and for iron and steel installations, namely temperature controllers, electric meters; profilometers especially for the iron and steel industry and the ferrous and non-ferrous metal-working industry; probing installations and apparatus, namely probes for testing integrated circuits; gas probes, namely sensors for measuring gas concentration; video cameras; optical apparatus and instruments namely for the iron and steel industry,

ferrous and non-ferrous metallurgical industry; optical scanners, optical glasses and frames; apparatus and instruments for measuring physical parameters, in particular, temperature, pressure and humidity, and for chemical analyses not included in other classes, namely temperatures sensors, pressure gauges, humidity measuring sensor and liquid chromatography apparatus; computer apparatus, namely computer hardware and software, computer interface boards for controlling, regulating, simulating, viewing and monitoring parameters of industrial installations, environmental protection installations, energy production, distribution and transmission installations and machines and components thereof namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; computer programs, in particular for controlling, regulating, viewing and monitoring processes in industrial installations, in environmental engineering installations, power plants and machines and components thereof; computer programs for simulating and viewing industrial installations, in particular metallurgical installations, environmental engineering installations, power plants, machines and apparatus; optical fibers ; media for programmed and non-programmed data, namely prerecorded digital discs featuring software for engineering design; data transmitting antennas namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; optical data media, namely blank optical disk drives; transmitters of electronic signals namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; objectives lenses for cameras; optical lenses; processors being central processing units namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; chips being integrated circuits namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; printed circuits and integrated circuits namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; interfaces for computers namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; electric and electronic sensors namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; detectors, namely metal detectors, electronic ultrasound flaw detectors for the iron and steel industry, ferrous and non-ferrous metallurgical industry; pressure sensors; heat sensors; computer software, recorded, namely for automated manufacturing design for the iron and steel industry, ferrous and non-ferrous metallurgical industry; recorded computer programs for three-dimensional image recognition and processing; radar apparatus; electronic notice boards; water level, gradient, electrical loss, temperature and speed indicators

- Class 037.

All goods and services in the class are appealed, namely: Construction, namely construction planning namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; repair of steel- and metalworking machines and machine tools; installing and assembling industrial facilities, machinery installations and power plants; installation and assembly of electrical and electronic apparatus namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry; installation, maintenance and repair of goods and/or apparatus for the electricity and electronics industry, the precision engineering and general mechanical engineering industry, as well as machines and apparatus for use in the metallurgical and iron and steel industries, especially for gates, valves and safety valves and machines and apparatus for heat and gas-flow monitoring; servicing, maintenance and repair of electric and electronic machines for industrial installations, metallurgical installations, environmental protection installations, energy production, distribution and transmission installations; assembly, maintenance, upkeep and repair of data-processing installations and computers and computer hardware for industrial installations, metallurgical installations, environmental technology installations, energy production, distribution and transmission installations and machines namely for the iron and steel industry, ferrous and non-ferrous metallurgical industry

- Class 042.

All goods and services in the class are appealed, namely: Scientific and technological services, namely scientific research and design for the iron and steel industry and the ferrous and non-ferrous metal-working industry ; industrial analysis and research services in the field of iron and steel industry and the ferrous and non-ferrous metal-working industry; architectural consultation; construction drafting; technical project studies in the field of air quality monitoring for the iron and steel industry, ferrous and non-ferrous metallurgical industry; surveying; engineering; technical research in the field of metallurgical processes in blast furnaces; engineering, mechanical and scientific research in connection with liquid, solid or gas flow monitoring, as well as relating to iron and steel metallurgy; development and setting-up of data-processing programs, especially using computers, for others; services of engineers and technical research on installations for monitoring gas and gas flow rate; research and development for others in the field of iron and steel industry and non-ferrous metalworking industry; research in the field of environmental protection; computer software consultancy for industrial installations, metallurgical installations, environmental protection installations, energy production, distribution and transmission installations and machines; creation of programs for computer installations for the purpose of controlling, regulating, simulating, viewing and monitoring parameters of industrial installations, environmental protection installations,

energy production, distribution and transmission installations, machines and components thereof; analysis for installing computer systems for industrial installations, metallurgical installations, environmental protection installations, energy production, distribution and transmission installations, and for machines, namely computer systems analysis

Respectfully submitted,

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