

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	79106761
LAW OFFICE ASSIGNED	LAW OFFICE 102
MARK SECTION (no change)	
ADDITIONAL STATEMENTS SECTION	
SECTION 2(f)) Claim of Acquired Distinctiveness, BASED ON EVIDENCE	The mark has become distinctive of the goods/services, as demonstrated by the attached evidence.
2(f) EVIDENCE FILE NAME(S)	
ORIGINAL PDF FILE	e2f-769363221-111413531_.claration of Acquired Distinctiveness 2.21.2013_executed .pdf
CONVERTED PDF FILE(S) (2 pages)	\\TICRS\EXPORT16\IMAGEOUT16\791\067\79106761\xml12\RFR0002.JPG
	\\TICRS\EXPORT16\IMAGEOUT16\791\067\79106761\xml12\RFR0003.JPG
SIGNATURE SECTION	
RESPONSE SIGNATURE	/Amanda Laura Nye/
SIGNATORY'S NAME	/Amanda Laura Nye/
SIGNATORY'S POSITION	Attorney of Record, California Bar Member
SIGNATORY'S PHONE NUMBER	770.317.5881
DATE SIGNED	02/22/2013
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE	NO

FILED	
FILING INFORMATION SECTION	
SUBMIT DATE	Fri Feb 22 11:22:28 EST 2013
TEAS STAMP	USPTO/RFR-76.93.63.221-20 130222112228306497-791067 61-500208faffcdbfacc7b59c c777236925628c3e84b7bd3f9 af248d6fd5f9742519f0-N/A- N/A-20130222111413531218

PTO Form 1930 (Rev 9/2007)
OMB No. 0651-0050 (Exp. 05/31/2014)

Request for Reconsideration after Final Action To the Commissioner for Trademarks:

Application serial no. **79106761** has been amended as follows:

ADDITIONAL STATEMENTS

Section 2(f) Claim of Acquired Distinctiveness, based on Evidence

The mark has become distinctive of the goods/services, as demonstrated by the attached evidence.

Original PDF file:

[e2f-769363221-111413531 . clarification of Acquired Distinctiveness 2.21.2013 executed .pdf](#)

Converted PDF file(s) (2 pages)

[2\(f\) evidence-1](#)

[2\(f\) evidence-2](#)

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Amanda Laura Nye/ Date: 02/22/2013

Signatory's Name: /Amanda Laura Nye/

Signatory's Position: Attorney of Record, California Bar Member

Signatory's Phone Number: 770.317.5881

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing

him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 79106761

Internet Transmission Date: Fri Feb 22 11:22:28 EST 2013

TEAS Stamp: USPTO/RFR-76.93.63.221-20130222112228306

497-79106761-500208faffcdbfacc7b59cc7772

36925628c3e84b7bd3f9af248d6fd5f9742519f0

-N/A-N/A-20130222111413531218

In re application of:)	
)	
Applicant: Razer (Asia-Pacific) Pte Ltd)	
)	
Serial No.: 79106761)	Examining Attorney
)	Anthony Rinker
Application Filing Date: November 9, 2011)	Law Office 102
)	
Mark: MOUSE BUNGEE)	
)	
Class: 9)	

DECLARATION OF ACQUIRED DISTINCTIVENESS

I, Ong Chin Gee, declare as follows:

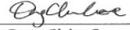
1. I am IP Executive for Razer (Asia-Pacific) Pte Ltd (“Applicant”), my duties and responsibilities include overseeing the procurement and enforcement of intellectual property rights.
2. I am authorized to make this declaration in support of Applicant’s Response to the Final Office Action regarding the above mark, and have reviewed Applicant’s records with respect to the facts set forth in this declaration.
3. The **MOUSE BUNGEE** mark has become distinctive of the relevant services through Applicant’s substantially exclusive and continuous use in commerce for at least the three years immediately preceding the date of this statement.
4. Since at least as early as 2010, Applicant has continuously and exclusively used the **MOUSE BUNGEE** mark in commerce in connection with the goods in Class 9 “Apparatus for cable management of computer peripherals”. I believe that the mark has become distinctive of these goods based on such use.
5. Applicant presently continues to use **MOUSE BUNGEE** in commerce in connection with the goods in Classes 9 as listed above and in Applicant’s application, serial no. 79106761.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false

statements and the like may jeopardize the validity of the application or document or any resulting registration, declares that the facts set forth in this application are true; all statements made of her own knowledge are true; and all statements made on information and belief are believed to be true.

Date: 21 Feb 2013

Razer (Asia-Pacific) Pte Ltd

By: 
Name: Ong Chin Gee
Title: IP Executive