

To: IRFB Services (Ireland) Limited (ipmail@dykema.com)
Subject: U.S. TRADEMARK APPLICATION NO. 79122825 - INTERNATIONAL RUGBY BOARD - 066420.0012
Sent: 12/14/2015 4:30:16 PM
Sent As: ECOM104@USPTO.GOV
Attachments:

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

U.S. APPLICATION SERIAL NO. 79122825

MARK: INTERNATIONAL RUGBY BOARD

79122825

CORRESPONDENT ADDRESS:

ERIC T. FINGERHUT
DYKEMA GOSSETT PLLC
1300 I ST NW STE 300
WASHINGTON, DC 20005-3314

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http://www.uspto.gov/trademarks/teas/response_forms.jsp

[VIEW YOUR APPLICATION FILE](#)

APPLICANT: IRFB Services (Ireland) Limited

CORRESPONDENT'S REFERENCE/DOCKET NO:

066420.0012

CORRESPONDENT E-MAIL ADDRESS:

ipmail@dykema.com

OFFICE ACTION

STRICT DEADLINE TO RESPOND TO THIS LETTER

TO AVOID ABANDONMENT OF APPLICANT'S TRADEMARK APPLICATION, THE USPTO MUST RECEIVE APPLICANT'S COMPLETE RESPONSE TO THIS LETTER **WITHIN 6 MONTHS** OF THE ISSUE/MAILING DATE BELOW.

ISSUE/MAILING DATE: **12/14/2015**

THIS IS A FINAL ACTION.

INTERNATIONAL REGISTRATION NO. 1141940

INTRODUCTION

This Office action is in response to applicant's communication filed on 11/24/2015.

In a previous Office action(s) dated 6/5/2015, the trademark examining attorney refused registration of the applied-for mark based on the following: amend the identification of goods and/or services-Class 041.

The trademark examining attorney maintains and now makes FINAL the refusal(s) and/or requirement(s) in the summary of issues below. *See* 37 C.F.R. §2.63(b); TMEP §714.04.

SUMMARY OF ISSUES MADE FINAL that applicant must address:

- IDENTIFICATION OF SERVICES-CLASS 041.

IDENTIFICATION OF SERVICES-CLASS 041

The identification of services is indefinite and must be clarified because "entertainment services provided at or relating to sports events, namely, fireworks display, laser shows, musical audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events" is unspecific. *See* TMEP §1402.01. Applicant may adopt the following identification, if accurate:

Education, namely, publication and rental of interactive educational and entertainment products, namely, films and books; publication of interactive educational and entertainment products in connection with rugby via compact disks, DVDs, mini disks, CD-ROMs, namely, text and graphic works of others; information relating to entertainment or to education in connection with rugby and participation with rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; entertainment, namely, amusement park services; **entertainment services provided at or relating to sports events, namely, fireworks display, laser shows, musical audio and visual performances in the nature of live performances by a musical band and preparation of special effects during or in connection with sports events**; entertainment services provided at or relating to sports events, namely, production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely, production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and as live content streamed over the internet and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ticket reservation services for entertainment and sporting events; timing of sporting events; video recording of sporting events; production and distribution of television programmes; production of radio and television programs in the field of sports; film, radio and television production for sports; film, radio and production for sports films broadcast over the internet .

An applicant may only amend an identification to clarify or limit the services, but not to add to or broaden the scope of the services. 37 C.F.R. §2.71(a); *see* TMEP §§1402.06 *et seq.*, 1402.07.

For assistance with identifying and classifying goods and services in trademark applications, please see the USPTO's online searchable *U.S. Acceptable Identification of Goods and Services Manual* at

<http://tess2.uspto.gov/netahtml/tidm.html>. See TMEP §1402.04.

THIS REQUIREMENT IS MAINTAINED AND MADE FINAL.

OPTIONS

Applicant must respond within six months of the date of issuance of this final Office action or the following services to which the final refusal(s) and/or requirement(s) apply will be **deleted** from the application by Examiner's Amendment: entertainment services provided at or relating to sports events, namely, fireworks display, laser shows, musical audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events. 37 C.F.R. §2.65(a); see 15 U.S.C. §1062(b).

The application will then proceed for the following goods and/or services/class(es): Classes 025, 028 and the following services in Class 041: Education, namely, publication and rental of interactive educational and entertainment products, namely, films and books; publication of interactive educational and entertainment products in connection with rugby via compact disks, DVDs, mini disks, CD-ROMs, namely, text and graphic works of others; information relating to entertainment or to education in connection with rugby and participation with rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; entertainment, namely, amusement park services; entertainment services provided at or relating to sports events, namely, production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely, production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and as live content streamed over the internet and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ticket reservation services for entertainment and sporting events; timing of sporting events; video recording of sporting events; production and distribution of television programmes; production of radio and television programs in the field of sports; film, radio and television production for sports; film, radio and production for sports films broadcast over the internet.

Applicant may respond by providing one or both of the following:

- (1) A response that fully satisfies all outstanding requirements and/or resolves all outstanding refusals.
- (2) An appeal to the Trademark Trial and Appeal Board, with the appeal fee of \$100 per class.

37 C.F.R. §2.63(b)(1)-(2); TMEP §714.04; see 37 C.F.R. §2.6(a)(18); TBMP ch. 1200.

In certain rare circumstances, an applicant may respond by filing a petition to the Director pursuant to 37 C.F.R. §2.63(b)(2) to review procedural issues. TMEP §714.04; see 37 C.F.R. §2.146(b); TBMP §1201.05; TMEP §1704 (explaining petitionable matters). The petition fee is \$100. 37 C.F.R. §2.6(a)(15).

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TO RESPOND TO THIS LETTER: Go to http://www.uspto.gov/trademarks/teas/response_forms.jsp. Please wait 48-72 hours from the issue/ mailing date before using the Trademark Electronic Application System (TEAS), to allow for necessary system updates of the application. For *technical* assistance with online forms, e-mail TEAS@uspto.gov. For questions about the Office action itself, please contact the assigned trademark examining attorney. **E-mail communications will not be accepted as responses to Office actions; therefore, do not respond to this Office action by e-mail.**

All informal e-mail communications relevant to this application will be placed in the official application record.

WHO MUST SIGN THE RESPONSE: It must be personally signed by an individual applicant or someone with legal authority to bind an applicant (i.e., a corporate officer, a general partner, all joint applicants). If an applicant is represented by an attorney, the attorney must sign the response.

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at TrademarkAssistanceCenter@uspto.gov or call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

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UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

USPTO OFFICE ACTION (OFFICIAL LETTER) HAS ISSUED
ON **12/14/2015** FOR U.S. APPLICATION SERIAL NO. 79122825

Please follow the instructions below:

(1) TO READ THE LETTER: Click on this [link](#) or go to <http://tsdr.uspto.gov>, enter the U.S. application serial number, and click on “Documents.”

The Office action may not be immediately viewable, to allow for necessary system updates of the application, but will be available within 24 hours of this e-mail notification.

(2) TIMELY RESPONSE IS REQUIRED: Please carefully review the Office action to determine (1) how to respond, and (2) the applicable response time period. Your response deadline will be calculated from **12/14/2015** (*or sooner if specified in the Office action*). For information regarding response time periods, see <http://www.uspto.gov/trademarks/process/status/responsetime.jsp>.

Do NOT hit “Reply” to this e-mail notification, or otherwise e-mail your response because the USPTO does NOT accept e-mails as responses to Office actions. Instead, the USPTO recommends that you respond online using the Trademark Electronic Application System (TEAS) response form located at http://www.uspto.gov/trademarks/teas/response_forms.jsp.

(3) QUESTIONS: For questions about the contents of the Office action itself, please contact the assigned trademark examining attorney. For *technical* assistance in accessing or viewing the Office action in the Trademark Status and Document Retrieval (TSDR) system, please e-mail TSDR@uspto.gov.

WARNING

Failure to file the required response by the applicable response deadline will result in the

ABANDONMENT of your application. For more information regarding abandonment, see <http://www.uspto.gov/trademarks/basics/abandon.jsp>.

PRIVATE COMPANY SOLICITATIONS REGARDING YOUR APPLICATION: Private companies **not** associated with the USPTO are using information provided in trademark applications to mail or e-mail trademark-related solicitations. These companies often use names that closely resemble the USPTO and their solicitations may look like an official government document. Many solicitations require that you pay “fees.”

Please carefully review all correspondence you receive regarding this application to make sure that you are responding to an official document from the USPTO rather than a private company solicitation. All official USPTO correspondence will be mailed only from the “United States Patent and Trademark Office” in Alexandria, VA; or sent by e-mail from the domain “@uspto.gov.” For more information on how to handle private company solicitations, see http://www.uspto.gov/trademarks/solicitation_warnings.jsp.