

From: Gaynor, Barbara

Sent: 8/31/2015 10:21:58 AM

To: TTAB E filing

CC:

Subject: U.S. TRADEMARK APPLICATION NO. 79145799 - DÜRR TECHNIK - N/A - Request for
Reconsideration Denied - Return to TTAB

Attachment Information:

Count: 1

Files: 79145799.doc

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

U.S. APPLICATION SERIAL NO. 79145799

MARK: DÜRR TECHNIK



CORRESPONDENT ADDRESS:

MARK B HARRISON

VENABLE

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WASHINGTON, DC 20043-9998

GENERAL TRADEMARK INFORMATION:

<http://www.uspto.gov/trademarks/index.jsp>

APPLICANT: DÜRR Technik GmbH & Co. KG

CORRESPONDENT'S REFERENCE/DOCKET NO:

N/A

CORRESPONDENT E-MAIL ADDRESS:

REQUEST FOR RECONSIDERATION DENIED

ISSUE/MAILING DATE:

INTERNATIONAL REGISTRATION NO. 1199987

PLEASE NOTE: The Office has reassigned this application to the undersigned trademark examining attorney.

The trademark examining attorney has carefully reviewed applicant's request for reconsideration and is denying the request for the reason explained below. *See* 37 C.F.R. §2.63(b)(3); TMEP §§715.03(a)(ii)(B), 715.04(a). The Section 2(d) likelihood of confusion refusal made final in the Office action dated February 11, 2015 is ***maintained and continues to be final***. *See* TMEP §§715.03(a)(ii)(B), 715.04(a). In light of the applicant's amended Class 7 identification of goods in the August 10, 2015 request for reconsideration, the requirement that the applicant amend the Class 7 identification of goods is ***withdrawn***. *See* TMEP §§715.03(a)(ii)(B), 715.04(a).

In the present case, applicant's request has not resolved the outstanding issue, nor does it raise a new issue or provide any new or compelling evidence with regard to the outstanding issue in the final Office action. The applicant provided no arguments or analysis with respect to the Section 2(d) likelihood of confusion refusal. Accordingly, the request is denied.

The applicant has filed a timely notice of appeal with the Trademark Trial and Appeal Board. Accordingly, the Board will be notified to resume the appeal. See TMEP §715.04(a).

/Barbara A. Gaynor/

Trademark Examining Attorney

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