

From: Maciol, Gene

Sent: 9/10/2015 5:17:50 PM

To: TTAB Efilng

CC:

Subject: U.S. TRADEMARK APPLICATION NO. 79146376 - MOHAWK - 0086043 - Request for  
Reconsideration Denied - Return to TTAB

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Attachment Information:

Count: 40

Files: 73658707P001OF003.JPG, 73658707P002OF003.JPG, 76702746P001OF003.JPG,  
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**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)  
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

**U.S. APPLICATION SERIAL NO.** 79146376

**MARK:** MOHAWK



**CORRESPONDENT ADDRESS:**

M. SCOTT ALPRIN

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WASHINGTON, DC 20015

**GENERAL TRADEMARK INFORMATION:**

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

[VIEW YOUR APPLICATION FILE](#)

**APPLICANT:** AB Mohawk Brewing Company

**CORRESPONDENT'S REFERENCE/DOCKET NO:**

0086043

**CORRESPONDENT E-MAIL ADDRESS:**

trademarks@alprinlaw.com

**REQUEST FOR RECONSIDERATION DENIED**

**ISSUE/MAILING DATE:** 9/10/2015

**INTERNATIONAL REGISTRATION NO.** 1201500

The trademark examining attorney has carefully reviewed applicant's request for reconsideration and is denying the request for the reasons stated below. See 37 C.F.R. §2.63(b)(3); TMEP §§715.03(a)(ii)(B), 715.04(a). The following refusal made final in the Office action dated February 13, 2015, is maintained and continue to be final: Likelihood of Confusion. See TMEP §§715.03(a)(ii)(B), 715.04(a); see previously

attached excerpted webpages and attached excerpted third party registrations showing both Applicant's goods and Registrant's goods offered by the same entity.

In the present case, applicant's request has not resolved all the outstanding issue(s), nor does it raise a new issue or provide any new or compelling evidence with regard to the outstanding issue(s) in the final Office action. In addition, applicant's analysis and arguments are not persuasive nor do they shed new light on the issues. Accordingly, the request is denied.

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

If no appeal has been filed and time remains in the six-month response period to the final Office action, applicant has the remainder of the response period to (1) comply with and/or overcome any outstanding final requirement(s) and/or refusal(s), and/or (2) file a notice of appeal to the Board. TMEP §715.03(a)(ii)(B); see 37 C.F.R. §2.63(b)(1)-(3). The filing of a request for reconsideration does not stay or extend the time for filing an appeal. 37 C.F.R. §2.63(b)(3); see TMEP §§715.03, 715.03(a)(ii)(B), (c).

/VJ/

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