

## Request for Reconsideration after Final Action

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	79147977
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 104
<b>MARK SECTION</b>	
<b>MARK FILE NAME</b>	http://tmng-al.uspto.gov/resting2/api/img/79147977/large
<b>LITERAL ELEMENT</b>	ICAPS
<b>STANDARD CHARACTERS</b>	NO
<b>USPTO-GENERATED IMAGE</b>	NO
<b>GOODS AND/OR SERVICES SECTION (011)(no change)</b>	
<b>GOODS AND/OR SERVICES SECTION (016)(current)</b>	
<b>INTERNATIONAL CLASS</b>	016
<b>DESCRIPTION</b>	
Packaging containers of aluminum, plastic or paper; storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material; packaging containers of aluminum, plastic or paper for baking mixtures; packaging containers of aluminum, plastic or paper for farinaceous products; information leaflets about baking bread; paper napkins; containers made of plastic material, namely capsules for packaging purposes	
<b>GOODS AND/OR SERVICES SECTION (016)(proposed)</b>	
<b>INTERNATIONAL CLASS</b>	016
<b>TRACKED TEXT DESCRIPTION</b>	
<del>Packaging containers of aluminum, plastic or paper;</del> <u>Packaging containers of aluminum foil laminated paper, plastic or paper;</u> <del>storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material;</del> <u>storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material to be filled with coffee beans for brewing in coffee makers or to be filled with bread dough to be baked in bread machines;</u> <del>packaging containers of aluminum, plastic or paper for baking mixtures;</del> <u>packaging containers of aluminum foil laminated paper, plastic or paper for baking mixtures;</u> <del>packaging containers of aluminum, plastic or paper for farinaceous products;</del> <u>packaging containers of aluminum foil laminate paper, plastic or paper for farinaceous products;</u> information leaflets about baking bread; paper napkins; <del>containers made of plastic material, namely capsules for packaging purposes;</del> <u>containers made of plastic material, namely capsules made for</u>	

[ground coffee beans and bread dough for packaging purposes](#)

**FINAL DESCRIPTION**

Packaging containers of aluminum foil laminated paper, plastic or paper; storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material to be filled with coffee beans for brewing in coffee makers or to be filled with bread dough to be baked in bread machines; packaging containers of aluminum foil laminated paper, plastic or paper for baking mixtures; packaging containers of aluminum foil laminate paper, plastic or paper for farinaceous products; information leaflets about baking bread; paper napkins; containers made of plastic material, namely capsules made for ground coffee beans and bread dough for packaging purposes

**GOODS AND/OR SERVICES SECTION (021)(no change)**

**GOODS AND/OR SERVICES SECTION (030)(current)**

INTERNATIONAL CLASS 030

**DESCRIPTION**

Espresso; coffee; coffee extracts; preparations based on coffee, namely, coffee-based beverages; ground coffee beans; ground coffee; coffee based drinks; coffee, roasted, powdered, granulated, or in coffee-based drinks; farinaceous products, namely foods pastes for human consumption; baking mixtures, namely, mixes for bakery goods; baking mixture capsules, namely. mixes for bakery goods; farinaceous product capsules in the nature of farinaceous food pastes for human consumption; coffee pads, namely pre-filled pads containing coffee for brewing; coffee capsules containing coffee for brewing; bread

**GOODS AND/OR SERVICES SECTION (030)(proposed)**

INTERNATIONAL CLASS 030

**TRACKED TEXT DESCRIPTION**

Espresso; coffee; coffee extracts; preparations based on coffee, namely, coffee-based beverages; ground coffee beans; ground coffee; coffee based drinks; coffee, roasted, powdered, granulated, or in coffee-based drinks; farinaceous products, namely foods pastes for human consumption; baking mixtures, namely, mixes for bakery goods; ~~baking mixture capsules, namely. mixes for bakery goods;~~ [baking mixture capsules, namely, mixes for bakery goods](#); farinaceous product capsules in the nature of farinaceous food pastes for human consumption; coffee pads, namely pre-filled pads containing coffee for brewing; coffee capsules containing coffee for brewing; bread

**FINAL DESCRIPTION**

Espresso; coffee; coffee extracts; preparations based on coffee, namely, coffee-based beverages; ground coffee beans; ground coffee; coffee based drinks; coffee, roasted, powdered, granulated, or in coffee-based drinks; farinaceous products, namely foods pastes for human consumption; baking mixtures, namely, mixes for bakery goods; baking mixture capsules, namely, mixes for bakery goods; farinaceous product capsules in the nature of farinaceous food pastes for human consumption; coffee pads, namely pre-filled pads containing coffee for brewing; coffee capsules containing coffee for brewing; bread

**SIGNATURE SECTION**

RESPONSE SIGNATURE /aoi nawashiro/

SIGNATORY'S NAME aoi nawashiro

<b>SIGNATORY'S POSITION</b>	attorney for applicant, District of Columbia bar
<b>SIGNATORY'S PHONE NUMBER</b>	2026285197
<b>DATE SIGNED</b>	08/21/2015
<b>AUTHORIZED SIGNATORY</b>	YES
<b>CONCURRENT APPEAL NOTICE FILED</b>	YES
<b>FILING INFORMATION SECTION</b>	
<b>SUBMIT DATE</b>	Fri Aug 21 16:10:06 EDT 2015
<b>TEAS STAMP</b>	USPTO/RFR-173.166.180.145 -20150821161006419543-791 47977-540919658d1902d532a a6c23cf6bc4b7693421fdb1e0 74abed68dd95ec732a7fd8-N/ A-N/A-2015082116023061843 3

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

Application serial no. **79147977** ICAPS (Stylized and/or with Design, see <http://tmng-al.uspto.gov/resting2/api/img/79147977/large>) has been amended as follows:

### CLASSIFICATION AND LISTING OF GOODS/SERVICES

**Applicant proposes to amend the following class of goods/services in the application:**

**Current:** Class 016 for Packaging containers of aluminum, plastic or paper; storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material; packaging containers of aluminum, plastic or paper for baking mixtures; packaging containers of aluminum, plastic or paper for farinaceous products; information leaflets about baking bread; paper napkins; containers made of plastic material, namely capsules for packaging purposes

Original Filing Basis:

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

### Proposed:

**Tracked Text Description:** ~~Packaging containers of aluminum, plastic or paper;~~ [Packaging containers of aluminum foil laminated paper, plastic or paper;](#) ~~storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material;~~ [storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material to be filled with coffee beans for brewing in coffee makers or to be filled with bread dough to be baked in bread machines;](#)

~~packaging containers of aluminum, plastic or paper for baking mixtures;~~ [packaging containers of aluminum foil laminated paper, plastic or paper for baking mixtures;](#) ~~packaging containers of aluminum, plastic or paper for farinaceous products;~~ [packaging containers of aluminum foil laminate paper, plastic or paper for farinaceous products;](#) information leaflets about baking bread; paper napkins; ~~containers made of plastic material, namely capsules for packaging purposes;~~ [containers made of plastic material, namely capsules made for ground coffee beans and bread dough for packaging purposes](#)

Class 016 for Packaging containers of aluminum foil laminated paper, plastic or paper; storing container, namely capsules made of plastic material or plastic metal compound material or recyclable material to be filled with coffee beans for brewing in coffee makers or to be filled with bread dough to be baked in bread machines; packaging containers of aluminum foil laminated paper, plastic or paper for baking mixtures; packaging containers of aluminum foil laminate paper, plastic or paper for farinaceous products; information leaflets about baking bread; paper napkins; containers made of plastic material, namely capsules made for ground coffee beans and bread dough for packaging purposes

**Filing Basis Section 66(a)** , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**Applicant proposes to amend the following class of goods/services in the application:**

**Current:** Class 030 for Espresso; coffee; coffee extracts; preparations based on coffee, namely, coffee-based beverages; ground coffee beans; ground coffee; coffee based drinks; coffee, roasted, powdered, granulated, or in coffee-based drinks; farinaceous products, namely foods pastes for human consumption; baking mixtures, namely, mixes for bakery goods; baking mixture capsules, namely, mixes for bakery goods; farinaceous product capsules in the nature of farinaceous food pastes for human consumption; coffee pads, namely pre-filled pads containing coffee for brewing; coffee capsules containing coffee for brewing; bread

Original Filing Basis:

**Filing Basis Section 66(a)** , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**Proposed:**

**Tracked Text Description:** Espresso; coffee; coffee extracts; preparations based on coffee, namely, coffee-based beverages; ground coffee beans; ground coffee; coffee based drinks; coffee, roasted, powdered, granulated, or in coffee-based drinks; farinaceous products, namely foods pastes for human consumption; baking mixtures, namely, mixes for bakery goods; ~~baking mixture capsules, namely, mixes for bakery goods;~~ [baking mixture capsules, namely, mixes for bakery goods;](#) farinaceous product capsules in the nature of farinaceous food pastes for human consumption; coffee pads, namely pre-filled pads containing coffee for brewing; coffee capsules containing coffee for brewing; bread

Class 030 for Espresso; coffee; coffee extracts; preparations based on coffee, namely, coffee-based beverages; ground coffee beans; ground coffee; coffee based drinks; coffee, roasted, powdered, granulated, or in coffee-based drinks; farinaceous products, namely foods pastes for human consumption; baking mixtures, namely, mixes for bakery goods; baking mixture capsules, namely, mixes for bakery goods; farinaceous product capsules in the nature of farinaceous food pastes for human consumption; coffee pads, namely pre-filled pads containing coffee for brewing; coffee capsules containing coffee for brewing; bread

**Filing Basis Section 66(a)** , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**SIGNATURE(S)**

**Request for Reconsideration Signature**

Signature: /aoi nawashiro/ Date: 08/21/2015

Signatory's Name: aoi nawashiro

Signatory's Position: attorney for applicant, District of Columbia bar

Signatory's Phone Number: 2026285197

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 owner's/holder'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 owner/holder in this matter: (1) the owner/holder 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 owner/holder has filed a power of attorney appointing him/her in this matter; or (4) the owner's/holder'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 filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 79147977

Internet Transmission Date: Fri Aug 21 16:10:06 EDT 2015

TEAS Stamp: USPTO/RFR-173.166.180.145-20150821161006

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