

Generated on: This page was generated by TSDR on 2016-07-18 09:37:58 EDT

Mark: BEAN BAGS

# BEAN BAGS

US Serial Number: 79148196

Application Filing Date: Apr. 10, 2014

Register: Principal

Mark Type: Trademark

Status: An Office action continuing a final refusal to register has been sent (issued) to the applicant. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Jul. 14, 2016

---

## Mark Information

---

Mark Literal Elements: BEAN BAGS

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

---

## Related Properties Information

---

International Registration Number: 1206357

International Registration Date: Apr. 10, 2014

Claimed Ownership of US Registrations: 4947277

---

## Goods and Services

---

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*.\* identify additional (new) wording in the goods/services.

For: Coffee; tea; mixes in the nature of concentrates, syrups or powders used in the preparation of tea based beverages; mixes in the nature of concentrates, syrups or powders used in the preparation of coffee based beverages; artificial tea or coffee; chicory based coffee substitutes; tea or coffee substitutes; cocoa, tea or coffee based beverages; flavourings, other than essential oils, for beverages

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 66(a)

---

## Basis Information (Case Level)

---

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: Yes

Currently 66A: Yes

Filed No Basis: No

Currently No Basis: No

---

## Current Owner(s) Information

---

Owner Name: BELL TEA & COFFEE COMPANY LIMITED

**Owner Address:** 43 Crooks Road  
East Tamaki; Auckland 2013  
NEW ZEALAND

**Legal Entity Type:** COMPANY

**State or Country** NEW ZEALAND  
**Where Organized:**

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Patchen M. Haggerty

**Docket Number:** 70388-4003.0

**Attorney Primary** [pctrademarks@perkinscoie.com](mailto:pctrademarks@perkinscoie.com)  
**Email Address:**

**Attorney Email** Yes  
**Authorized:**

### Correspondent

**Correspondent** PATCHEN M HAGGERTY  
**Name/Address:** PERKINS COIE LLP  
1201 THIRD AVENUE  
SUITE 4900  
SEATTLE, WASHINGTON 98101  
UNITED STATES

**Phone:** (206) 359-8000

**Fax:** (206) 359-9000

**Correspondent e-** [pctrademarks@perkinscoie.com](mailto:pctrademarks@perkinscoie.com)  
**mail:**

**Correspondent e-** Yes  
**mail Authorized:**

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jul. 14, 2016	NOTIFICATION OF ACTION DENYING REQ FOR RECON E-MAILED	
Jul. 14, 2016	ACTION DENYING REQ FOR RECON E-MAILED	
Jul. 14, 2016	ACTION CONTINUING FINAL - COMPLETED	83257
Jun. 22, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Jun. 22, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Jun. 17, 2016	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Jun. 17, 2016	EX PARTE APPEAL-INSTITUTED	148196
Jun. 17, 2016	JURISDICTION RESTORED TO EXAMINING ATTORNEY	148196
Jun. 17, 2016	EXPARTE APPEAL RECEIVED AT TTAB	
Feb. 18, 2016	NOTIFICATION OF FINAL REFUSAL EMAILED	
Feb. 18, 2016	FINAL REFUSAL E-MAILED	
Feb. 18, 2016	FINAL REFUSAL WRITTEN	83257
Jan. 22, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 21, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 21, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 11, 2015	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Nov. 25, 2015	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Nov. 25, 2015	NOTIFICATION OF POSSIBLE OPPOSITION CREATED, TO BE SENT TO IB	
Aug. 21, 2015	REFUSAL PROCESSED BY IB	
Jul. 23, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 23, 2015	NON-FINAL ACTION E-MAILED	6325
Jul. 23, 2015	NON-FINAL ACTION WRITTEN	83257
Jul. 16, 2015	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Jul. 13, 2015	LIE CHECKED SUSP - TO ATTY FOR ACTION	70997
Jul. 07, 2015	ASSIGNED TO LIE	70997
Jan. 07, 2015	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jan. 07, 2015	LETTER OF SUSPENSION E-MAILED	6332
Jan. 07, 2015	SUSPENSION LETTER WRITTEN	83257
Dec. 17, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 16, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 16, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	

Jul. 22, 2014	REFUSAL PROCESSED BY IB	
Jun. 30, 2014	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Jun. 30, 2014	REFUSAL PROCESSED BY MPU	76826
Jun. 30, 2014	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Jun. 29, 2014	NON-FINAL ACTION WRITTEN	83257
Jun. 26, 2014	ASSIGNED TO EXAMINER	83257
Jun. 24, 2014	APPLICATION FILING RECEIPT MAILED	
Jun. 20, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2014	SN ASSIGNED FOR SECT 66A APPL FROM IB	

## International Registration Information (Section 66a)

<b>International Registration Number:</b> 1206357	<b>International Registration Date:</b> Apr. 10, 2014
<b>Priority Claimed Flag:</b> Yes	<b>Date of Section 67 Priority Claim:</b> Oct. 30, 2013
<b>Intl. Registration Status:</b> REQUEST FOR EXTENSION OF PROTECTION PROCESSED	<b>Date of International Registration Status:</b> Jun. 19, 2014
<b>Notification of Designation Date:</b> Jun. 19, 2014	<b>Date of Automatic Protection:</b> Dec. 19, 2015
<b>International Registration Renewal Date:</b> Apr. 10, 2024	
<b>First Refusal Flag:</b> Yes	

## TM Staff and Location Information

### TM Staff Information

<b>TM Attorney:</b> HERRERA-MARCUS, ROSELL	<b>Law Office Assigned:</b> LAW OFFICE 102
--	--

### File Location

<b>Current Location:</b> TMEG LAW OFFICE 102 - EXAMINING ATTORNEY ASSIGNED	<b>Date in Location:</b> Jul. 14, 2016
--	--

## Proceedings

### Summary

**Number of Proceedings:** 1

### Type of Proceeding: Ex parte Appeal

<b>Proceeding Number:</b> <a href="#">79148196</a>	<b>Filing Date:</b> Jun 17, 2016
<b>Status:</b> Pending	<b>Status Date:</b> Jun 17, 2016
<b>Interlocutory Attorney:</b>	

### Plaintiff(s)

**Name:** BELL TEA & COFFEE COMPANY LIMITED

**Correspondent Address:** PATCHEN M HAGGERTY  
PERKINS COIE LLP  
1201 THIRD AVENUE , SUITE 4900  
SEATTLE WA , 98101  
UNITED STATES

**Correspondent e-mail:** [pctrademarks@perkinscoie.com](mailto:pctrademarks@perkinscoie.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
BEAN BAGS	Action Continuing Final - Mailed	79148196	

Prosecution History

Entry Number	History Text	Date	Due Date
1	APPEAL TO BOARD	Jun 17, 2016	
2	Appeal Acknowledged; Case Remanded	Jun 17, 2016	
3	INSTITUTED	Jun 17, 2016	
4	RECON DENIED	Jul 14, 2016	

## Request for Reconsideration after Final Action

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

Input Field	Entered
<b>SERIAL NUMBER</b>	79148196
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 102
<b>MARK SECTION</b>	
<b>MARK</b>	http://tmng-al.uspto.gov/resting2/api/img/79148196/large
<b>LITERAL ELEMENT</b>	BEAN BAGS
<b>STANDARD CHARACTERS</b>	YES
<b>USPTO-GENERATED IMAGE</b>	YES
<b>MARK STATEMENT</b>	The mark consists of standard characters, without claim to any particular font style, size or color.
<b>ARGUMENT(S)</b>	
Please see the actual argument text attached within the Evidence section.	
<b>EVIDENCE SECTION</b>	
<b>EVIDENCE FILE NAME(S)</b>	
<b>ORIGINAL PDF FILE</b>	<a href="#">evi_66192178162-20160617182146822536_ . Argument Text - BEAN BAGS.pdf</a>
<b>CONVERTED PDF FILE(S) (6 pages)</b>	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0002.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0003.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0004.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0005.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0006.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0007.JPG</a>
<b>ORIGINAL PDF FILE</b>	<a href="#">evi_66192178162-20160617182146822536_ Exhibits A-G - BEAN BAGS.pdf</a>
<b>CONVERTED PDF FILE(S) (24 pages)</b>	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0008.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0009.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0010.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0011.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0012.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0013.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0014.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0015.JPG</a>
	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0016.JPG</a>

	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0017.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0017.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0018.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0018.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0019.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0019.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0020.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0020.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0021.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0021.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0022.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0022.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0023.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0023.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0024.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0024.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0025.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0025.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0026.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0026.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0027.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0027.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0028.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0028.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0029.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0029.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0030.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0030.JPG</a>
	<a href="\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0031.JPG">\\TICRS\EXPORT16\IMAGEOUT16\791\481\79148196\xml20\RFR0031.JPG</a>
<b>DESCRIPTION OF EVIDENCE FILE</b>	Argument Text and Exhibits A-G
<b>ADDITIONAL STATEMENTS SECTION</b>	
<b>ACTIVE PRIOR REGISTRATION(S)</b>	The applicant claims ownership of active prior U.S. Registration Number(s) 4947277.
<b>SIGNATURE SECTION</b>	
<b>RESPONSE SIGNATURE</b>	/Patchen M. Haggerty/
<b>SIGNATORY'S NAME</b>	Patchen M. Haggerty
<b>SIGNATORY'S POSITION</b>	Attorney of record, OR and WA bar member
<b>SIGNATORY'S PHONE NUMBER</b>	(206) 359-8000
<b>DATE SIGNED</b>	06/17/2016
<b>AUTHORIZED SIGNATORY</b>	YES
<b>CONCURRENT APPEAL NOTICE FILED</b>	YES
<b>FILING INFORMATION SECTION</b>	
<b>SUBMIT DATE</b>	Fri Jun 17 18:45:38 EDT 2016
<b>TEAS STAMP</b>	USPTO/RFR-XX.XXX.XXX.XXX- 20160617184538737274-7914 8196-550db4c696b88962c64e 050f9e26f412ec66a29e44b59 49a04cccce88ebba3643f-N/A -N/A-20160617182146822536

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO Form 1960 (Rev 10/2011)

OMB No. 0651-0050 (Exp 07/31/2017)

## Request for Reconsideration after Final Action

### To the Commissioner for Trademarks:

Application serial no. **79148196** BEAN BAGS(Standard Characters, see <http://tmng-al.uspto.gov/resting2/api/img/79148196/large>) has been amended as follows:

#### ARGUMENT(S)

**In response to the substantive refusal(s), please note the following:**

Please see the actual argument text attached within the Evidence section.

#### EVIDENCE

Evidence in the nature of Argument Text and Exhibits A-G has been attached.

##### Original PDF file:

[evi\\_66192178162-20160617182146822536\\_.Argument Text - BEAN BAGS.pdf](#)

**Converted PDF file(s)** ( 6 pages)

[Evidence-1](#)

[Evidence-2](#)

[Evidence-3](#)

[Evidence-4](#)

[Evidence-5](#)

[Evidence-6](#)

##### Original PDF file:

[evi\\_66192178162-20160617182146822536\\_.Exhibits A-G - BEAN BAGS.pdf](#)

**Converted PDF file(s)** ( 24 pages)

[Evidence-1](#)

[Evidence-2](#)

[Evidence-3](#)

[Evidence-4](#)

[Evidence-5](#)

[Evidence-6](#)

[Evidence-7](#)

[Evidence-8](#)

[Evidence-9](#)

[Evidence-10](#)

[Evidence-11](#)

[Evidence-12](#)

[Evidence-13](#)

[Evidence-14](#)

[Evidence-15](#)

[Evidence-16](#)

[Evidence-17](#)

[Evidence-18](#)

[Evidence-19](#)

[Evidence-20](#)

[Evidence-21](#)

[Evidence-22](#)

[Evidence-23](#)

[Evidence-24](#)

#### ADDITIONAL STATEMENTS

##### Claim of Active Prior Registration(s)

The applicant claims ownership of active prior U.S. Registration Number(s) 4947277.

#### SIGNATURE(S)

##### Request for Reconsideration Signature

Signature: /Patchen M. Haggerty/ Date: 06/17/2016

Signatory's Name: Patchen M. Haggerty

Signatory's Position: Attorney of record, OR and WA bar member

Signatory's Phone Number: (206) 359-8000

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: 79148196

Internet Transmission Date: Fri Jun 17 18:45:38 EDT 2016

TEAS Stamp: USPTO/RFR-XX.XXX.XXX.XXX-201606171845387

37274-79148196-550db4c696b88962c64e050f9

e26f412ec66a29e44b5949a04ccce88ebba3643

f-N/A-N/A-20160617182146822536

Applicant requests reconsideration of the final Office Action issued by the Examiner on February 18, 2016. In the Office Action, the Examiner maintains the refusal of registration of Applicant's mark BEAN BAGS ("Applicant's Mark") under Trademark Act Section 2(d) based on an alleged likelihood of confusion with Registration No. 4567656 for the mark THE BEAN BAG CAFÉ & Design (the "Cited Mark"). In support of the refusal, the Examiner asserts:

- The overall commercial impression of the marks is confusingly similar because both marks contain the wording "BEAN BAG" for coffee related goods;
- The few similar third-party registrations submitted by applicant are insufficient to establish that the wording "BEAN BAG" is weak or diluted; and
- The goods are identical or highly related.

Applicant respectfully disagrees with these findings and requests that the likelihood of confusion citation be withdrawn.

**I. Applicant's Mark is Distinguishable in Appearance, Sound, and Meaning.**

In support of the refusal, the Examiner asserts "For a composite mark containing both words and a design, the word portion may be more likely to be impressed upon a purchaser's memory and to be used when requesting the goods and/or services ... Thus, although such marks must be compared in their entireties, the word portion is often considered the dominant feature and is accorded greater weight in determining whether marks are confusingly similar, even where the word portion has been disclaimed ... Disclaimed matter that is descriptive of or generic for a party's goods and/or services is typically less significant or less dominant when comparing marks ... Hence the dominant feature in the registrant's mark is the term 'BEAN BAGS.' This term is identical to the applicant's mark" (citations omitted).

However, where, as here, the cited mark is comprised of both wording and a design, the Court of Appeals for the Federal Circuit has cautioned that "[t]here is no general rule as to

whether letters or designs will dominate in composite marks; nor is the dominance of letters or design dispositive of the issue.” *In re Electrolyte Labs. Inc.*, 929 F.2d 645, 647, 16 USPQ2d 1239, 1240 (Fed. Cir. 1990). Instead, the comparison of composite marks must be done on a case-by-case basis, without reliance on mechanical rules of construction. See TMEP 1207.01(c)(ii) (citing *In re Covalinski*, 113 USPQ2d 1166 (TTAB 2014) (holding confusion unlikely between REDNECK RACEGIRL and design of large, double-letter RR configuration and registered mark RACEGIRL, even when used on in-part identical goods); *In re White Rock Distilleries Inc.*, 92 USPQ2d 1282 (TTAB 2009) (holding VOLTA for vodka infused with caffeine, and TERZA VOLTA and vine shoot design for wines, not likely to cause confusion)).

In *In re Covalinski*, the Board overturned the Examiner’s refusal to register Applicant’s

mark  (“REDNECK RACEGIRL and design”) for apparel and accessories in Class 25 in light of a prior registration for RACEGIRL, in standard characters, covering apparel and accessories in Class 25. In that case, the Board held that the differences between Applicant’s mark and the cited mark were so great such that confusion would not be likely, even though both marks covered clothing in International Class 25. See *In re Covalinski*, 113 USPQ2d 1166. Although the Board determined that the factors of the similarity of the goods and the channels of trade favor a finding of likelihood of confusion, “the crucial differences” between Applicant’s mark and the cited registration weighed heavily against a conclusion that confusion is likely. *Id.* In particular, the Board found that the design features of Applicant’s mark, *i.e.*, the large double-letter RR configuration, and not the wording REDNECK RACEGIRL, dominated Applicant’s mark. *Id.*

Similarly, in *In re White Rock Distilleries Inc.*, the Board found that the prominent design



TERZA  
VOLTA

feature and the term TERZA in the registered mark: served to distinguish the registered mark visually from applicant's standard character mark VOLTA. 92 USPQ2d 1282. Further, the Board found that it would not be reasonable to assume that applicant's VOLTA mark would be presented with the design element appearing in registrant's mark. As such, the respective marks were not deemed similar in appearance. *Id.*

As in the *Covalinski* and *White Rock Distilleries* cases, Applicant's Mark is not similar in appearance to the Cited Mark given the additional wording THE and CAFÉ and given that the large design feature within the Cited Mark dominates the mark, as follows:



. As stated in the description of the Cited Mark, the "mark consists of a very tired scruffy looking guy with stubble in the face, in a bathrobe and slippers. Pouring a hot cup of coffee into his mouth with big round eyes, half open. Hot smoking coffee is falling through the air into his big open mouth. The words 'The Bean Bag' are arched above the man pouring the coffee, the word 'Café' is straight under the man pouring the coffee." Given the size of the image of the "very tired scruffy looking guy with stubble in the face, in a bathrobe and slippers" in proportion to the small lettering of the wording "The Bean Bag" above, the prominent design

feature is the dominant portion of the Cited Mark. Thus, the addition of this unique image visually differentiates the Cited Mark from Applicant's Mark.

Further, it would not be reasonable to assume that Applicant's Mark would be presented with the design element appearing in the Cited Mark. As such, the respective marks are not similar in appearance. See *In re White Rock Distilleries Inc.*, 92 USPQ2d 1282.

In addition, the wording "CAFÉ" in the Cited Mark cannot be discounted simply because it is disclaimed from the mark as a whole, particularly given that the wording "CAFÉ" in the Cited Mark appears in a larger, more dominant all caps font from the wording "The Bean Bag." The descriptive significance of the wording "CAFÉ" and its larger font indicates that the meaning of the wording "THE BEAN BAG" is the name of a café. Thus, the addition of the wording "CAFÉ" changes the meaning and overall commercial impression of the Cited Mark from that of Applicant's Mark.

In sum, when considering the marks in their entireties, the respective marks engender different commercial impressions. Accordingly, the *du Pont* factor of the similarity of the marks favors Applicant.



Applicant also makes of record Applicant's prior registration for **BEAN BAGS** covering "Coffee; prepared coffee and coffee-based beverages; coffee based beverages" in Class 30. See U.S. Trademark Office record for Reg. No. 4947277, attached hereto as Exhibit A. As the wording BEAN BAGS appears prominently in bold letters set apart from the additional wording in Applicant's registered mark, the wording BEAN BAGS in the registered mark creates a distinct commercial impression from the wording within the box. This registration issued

without citation to the Cited Mark, further evidencing that there is no likelihood of confusion between Applicant's Mark (BEAN BAGS) and the Cited Mark.

**II. The matter common to the marks is not likely to be perceived by purchasers as distinguishing source because it is diluted.**

In support of the refusal, the Examiner also asserts "The few similar third-party registrations submitted by applicant are insufficient to establish that the wording 'BEAN BAG' is weak or diluted."

In addition to the registrations previously submitted and discussed by Applicant, several third parties have adopted marks containing the wording "Bean Bag" or "Bean Bag Cafe" in connection with cafes and coffee shops, likely because of the suggestive significance of these terms as applied to coffee-related services. Following are a few examples of unregistered, third party use of "Bean Bag" or "Bean Bag Cafe" in connection with cafes and coffee shops:

- Bean Bag Cafe in San Francisco, California: <http://beanbagcafesf.com/> and <https://www.facebook.com/Bean-Bag-Cafe-75539089164/>. See Exhibit B.
- The Bean Bag Deli & Catering Co. in Rockville, Maryland: <http://www.thebeanbag.com/about-us>. See Exhibit C.
- The Bean Bag Coffee House in Richmond, Wisconsin: <https://www.facebook.com/The-Bean-Bag-Coffee-House-113961445302566/>. See Exhibit D.
- The Bean Bag Café in Philadelphia, Pennsylvania: <http://whitefinder.com/philadelphia-pa/the-bean-bag-cafe-2157627726.html>. See Exhibit E.
- Bean Bags Coffee in Elma, Washington: <https://www.facebook.com/pages/Bean-Bags-Coffee/137084099679915>. See Exhibit F.
- Bean Bag Cafe in Syracuse, New York: <http://www.yelp.com/biz/bean-bag-cafe-syracuse>. See Exhibit G.

As this third-party, unregistered use evidences, consumers are accustomed to seeing the wording “Bean Bag” or “Bean Bag Cafe” in connection with cafes and coffee shops such that this wording is weak as applied to the coffee-related goods and services covered by the registration for the Cited Mark. The weakness of the wording “Bean Bag” or “Bean Bag Cafe” as applied to coffee-related goods or services weighs heavily against a conclusion that confusion is likely.

**III. Conclusion.**

Considering the differences in the respective marks and the weakness of the wording common to the two marks, there is no possibility that consumers will confuse the source of the respective goods or mistakenly assume an affiliation or connection between the Applicant and the Registrant.

Accordingly, Applicant respectfully requests withdrawal of the refusal to register its BEAN BAGS mark.

131478521.1

## EXHIBIT A

**United States of America**  
United States Patent and Trademark Office



**BEAN BAGS**

**Reg. No. 4,947,277**

**Registered Apr. 26, 2016**

**Int. Cl.: 30**

**TRADEMARK**

**PRINCIPAL REGISTER**

BELL TEA & COFFEE COMPANY LIMITED (NEW ZEALAND COMPANY)  
43 CROOKS ROAD  
EAST TAMAKI, AUCKLAND, NEW ZEALAND 2013

FOR: COFFEE; PREPARED COFFEE AND COFFEE-BASED BEVERAGES; COFFEE BASED BEVERAGES, IN CLASS 30 (U.S. CL. 46).

FIRST USE 3-31-2015; IN COMMERCE 3-31-2015.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COFFEE CO.", APART FROM THE MARK AS SHOWN.

THE MARK CONSISTS OF A RECTANGLE CONTAINING THE WORD "JED'S", OVER THE UNDERLINED WORDS "COFFEE CO.", OVER THE WORDS "JUST GREAT COFFEE"; BELOW THE RECTANGLE ARE THE WORDS "BEAN BAGS".

SN 86-482,508, FILED 12-16-2014.

ROSELLE HERRERA, EXAMINING ATTORNEY



*Michelle K. Lee*

Director of the United States  
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL  
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE  
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

**Requirements in the First Ten Years\***

**What and When to File:**

***First Filing Deadline:*** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

***Second Filing Deadline:*** You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.\*  
See 15 U.S.C. §1059.

**Requirements in Successive Ten-Year Periods\***

**What and When to File:**

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.\*

**Grace Period Filings\***

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**\*ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

**NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.**

**NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.**

## EXHIBIT B



# Bean Bag Cafe

601 Divisadero Street, San Francisco, CA 94117

[Order Delivery](#)

[Order Pickup](#)

## Bean Bag Cafe

Your mom was right. A great breakfast gives you the energy, nutrition and good feelings you need to make sure your day is an awesome one. Big surprise, huh? When was Mom ever wrong? But sometimes you just don't have the time or inclination to make it yourself. You have things to do! That's why here at Bean Bag Cafe we serve the kinds of sweet or savory, spicy or soothing breakfast foods you really crave. Our coffee and tea drinks will kick your day in its metaphorical pants, and if you come back for lunch you'll fall helpless before our California-style sandwiches and burgers. Bean Bag Cafe has it all.

In our opinion, breakfast gets short shrift in the food world. It's easy to throw together a few eggs and some toast and maybe a waffle and call it a day. At Bean Bag Cafe, we see breakfast as an opportunity to express our particular brand of delicious creativity! Our omelets are eye-opening masterpieces of eggy artistry. Try the LaMancha, with grilled chicken, provolone, sun-dried tomatoes, mushrooms and green onions. Our Fume, with smoked salmon, spinach and sour cream, will make your day. All our omelets can be served as scrambles, if that's how you roll.



## More Info

Food lovers from all over the Bay Area come to Bean Bag Cafe to experience our sweet and savory crepes. Our Basic Crepe



starts with glazed onions and cheddar. From there you can launch yourself into a new universe of flavors. How about a Bangkok Crepe with tofu, veggies and peanut sauce? Or our Tuscany Crepe, which marries artichokes to portobello mushrooms in a bath of creamy sun-dried tomato sauce? Our sweet crepe creations all come with vanilla ice cream or whipped cream. Choose from our Saratofa, with apples, cheddar and brown sugar; our Citron, with strawberries and lemon mousse, or our magical Bean Bag, with orange espresso caramel sauce. Yes: orange espresso caramel sauce. You know you want it.

If you still don't believe that Bean Bag Cafe is everything that a cafe ought to be, come and pay us a visit. We'll have you converted into a true believer at the first mouthful.

#### HOURS

Monday	7:00 am - 10:00 pm	Saturday	7:30 am - 10:00 pm
Tuesday	7:00 am - 10:00 pm	Sunday	8:00 am - 10:00 pm
Wednesday	7:00 am - 10:00 pm		
Thursday	7:00 am - 10:00 pm		
Friday	7:00 am - 10:00 pm		

#### CONTACT INFO

 601 Divisadero Street  
San Francisco, CA, 94117

 Phone  
415-563-3634

 Website  
<http://beanbagcafesf.com/>

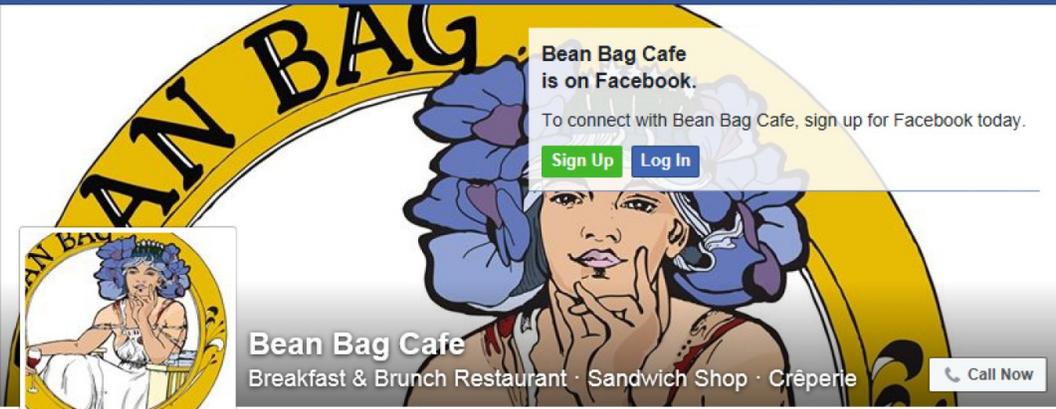
 Yelp  
<http://www.yelp.com/biz/bean-bag-cafe-san-francisco>

 Facebook  
<https://www.facebook.com/pages/Bean-Bag-Cafe/75539089164>

---

Bean Bag Cafe delivery and pickup brought to you via special partnership with OrderAhead.  
For questions regarding this site, please contact [support@orderaheadapp.com](mailto:support@orderaheadapp.com).

---



Bean Bag Cafe is on Facebook.

To connect with Bean Bag Cafe, sign up for Facebook today.

Sign Up

Log In

Bean Bag Cafe

Breakfast & Brunch Restaurant · Sandwich Shop · Crêperie

Call Now

Timeline About Photos Likes More

Breakfast & Brunch Restaurant · San Francisco, California

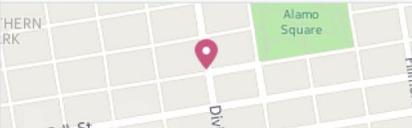
4.4 ★★★★★ OPEN

PEOPLE



782 likes 4,903 visits

ABOUT



601 Divisadero St San Francisco, CA

(415) 563-3634

Open Today 7:00AM - 10:00PM

Price Range: \$

Menu

PHOTOS



Bean Bag Cafe added an event. August 14, 2013



AUG 15 Bean Bag Cafe does the Divis Artwalk! Thu 7:00 PM in PDT · San Francisco, CA 6 people interested · 10 people going

Like Comment Share

Bean Bag Cafe added an event. August 14, 2013

AUG 15 Bean Bag Cafe does the Divis Artwalk! Thu 7:00 PM in PDT · San Francisco, CA

Like Comment Share

Bean Bag Cafe shared Neighbors Developing Divisadero's event. August 14, 2013

We have a great show ready for You! Music, Live Art, Fashion, Food & Drink Specials!

- >Live Art by Studio Umbralux >Live Music with "Quite Time" aka "Professor Bang & Audio Angel" who really noisy. Except when their not. ... See More





VISITOR POSTS



George Dinneweth

July 28, 2015 at 11:56am

Louie's new sun hat

15 likes, 1 comment



Sarah H. Matthews

May 28, 2015 at 12:13pm

Hi, we're #CleverGirls, could we "have" any more dranks and teal things? #cleverworkday @clevergirlscoll

17 likes, 5 comments



Mike Qtips

April 22, 2015 at 9:18pm

Hi Bean Bag owners! I know I haven't posted in a few months, I've be... See More

Like Comment Share

REVIEWS

4.4 stars

4.4 of 5 stars  
127 reviews

People talk about: salad, beer and breakfast burrito



Stephanie Gelman

5★ One of the best places to hang in the city. Food is simple, but high quality, and organic when possible. I've spent m... See More  
May 5, 2016



Richard Finch

3★ Not the place for your morning coffe and bagel, if like me; you don't have 15 mins to wait. Great place, just slow.  
May 16, 2016



Tell people what you think



PEOPLE ALSO LIKE



Madrone Art Bar

Dance Club



Vinyl Coffee and Wine Bar

Restaurant



Fiore Caffé, San Francisco

Restaurant

# NEW LIBERATION COMMUNITY GARDEN

5-6:30PM // skate jam hosted by sf skate club

6:30-9PM // street stage variety show\*

iazz inspired artwork by reverend noel

AUG 15

Divis Art Walk @ the New Lib Garden: Skate Jam + V...

Thu 5:00 PM in PDT - New Lib Community Garden: 1100 Divis @...  
19 people interested - 73 people going

Like Comment Share

Heidi Knodle, Loredana Straini, Leslie Mincer Schnur and 5 others like this.



Kelly Edwards Sweet Stuff!

August 14, 2013 at 4:52pm



Bean Bag Cafe

July 4, 2013

Happy 4th everyone!



Like Comment

Stu Liqvist, Korin Nicole Pew and Dick Damian like this.



Bean Bag Cafe

June 18, 2013

Yeahhh! We now take Visa & Mastercard! 😊



Breakfast & Brunch Restaurants in San Francisco, California

LIKED BY THIS PAGE



MindJolt

Dance Club



Vinyl Coffee and Wine Bar

Restaurant



Fiore Caffé, San Francisco

Restaurant

Breakfast & Brunch Restaurants in San Francisco, California

LIKED BY THIS PAGE



MindJolt

Facebook © 2016

Like Comment

Rene Alvarado, Matthew John Lucio, Stu Liqvist and 12 others like this. Top Comments

Mike Qtips Heyyyyy!! Now, if your internet worked, you'd be fully caught up to the mid-1990s!

December 3, 2013 at 8:22pm

Stu Liqvist better late than never eh?



Like Comment

Rene Alvarado, Matthew John Lucio, Stu Liqvist and 12 others like this. Top Comments

Mike Qtips Heyyyyy!! Now, if your internet worked, you'd be fully caught up to the mid-1990s!

December 3, 2013 at 8:22pm

Stu Liqvist better late than never eh?



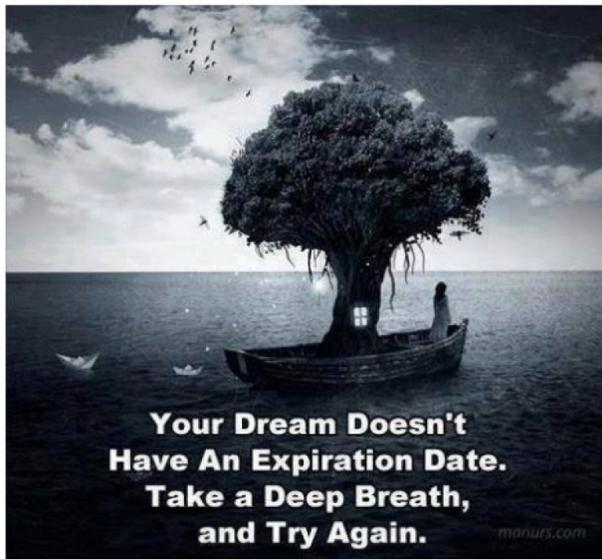
Like Comment

Bean Bag Cafe, Sue Eich, Phyllis Ingmire and 5 others like this. Top Comments

Stu Liqvist ya from Australia!

1 · June 6, 2013 at 3:12pm

Bean Bag Cafe added a new photo. May 21, 2013 ·



Like Comment

Evangelina Fontana and Michael Hurley like this.

## EXHIBIT C



DELI & CATERING Co.

The Bean Bag  
1605 East Gude Drive  
Rockville, MD 20850  
**(301) 251-4794**  
[Click here to email us](#)



- [Home](#)
- [Menu](#)
- [Catering](#)
- [Gift Baskets](#)
- [About Us](#)
- [Contact Us](#)

### An Independent Coffee Shop and Catering Service

We take great pride in providing personal attention, educating our customers and ensuring that our clients are completely satisfied with their coffee, gourmet food, gift baskets and catering. The Bean Bag Deli and Catering Co., a family owned and operated business, has been catering to the palettes of a discriminating and knowledgeable clientele for over 30 years.

### Planning An Event?

**Having a  
Party or Meeting?**

**Order Online!**

### Take a Look at the Bean Bag Catering Menus

- [Breakfast/Brunch](#)
- [Cappuccino/Smoothie](#)
- [Hors D'oeuvres](#)
- [Lunch/Dinner](#)
- [Bar-BQ](#)

*Don't see what your are looking for?  
We can help you create a custom  
menu for your special event.*

#### Catering For:

- Corporate Parties & Lunches
- Birthday Parties
- Bar Mitzvah & Bat Mitzvah
- Private Brunches
- Outdoor Events
- School Activities

**Call (301) 251-4794 to  
place your catering order  
today!**

### Find Us On Facebook

Become a fan of The Bean Bag on Facebook

[Click here](#) and Keep up to date on Specials and Events.



- [Home](#)
- [Menu](#)
- [Catering](#)
- [Gift Baskets](#)
- [About Us](#)
- [Contact Us](#)

## EXHIBIT D



The Bean Bag Coffee House is on Facebook.

To connect with The Bean Bag Coffee House, sign up for Facebook today.

Sign Up

Log In



The Bean Bag Coffee House  
Coffee Shop

Call Now

Timeline About Photos Reviews More

Coffee Shop · New Richmond, Wisconsin  
4.8 ★★★★★ CLOSED NOW

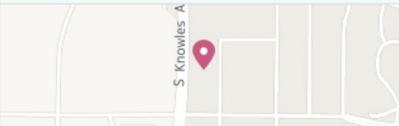
Search for posts on this Page

PEOPLE



282 likes  
71 visits

ABOUT



1621 Dorset Ln  
New Richmond, WI

(715) 246-5800

Closed Now  
Closed until tomorrow 8:00AM - 3:00PM

Price Range: \$

http://www.beanbagcoffeehouse.com/

PHOTOS



The Bean Bag Coffee House

May 9 ·

Looking for a teacher gift??

Swing on in to the Bean Bag Coffeehouse and get a Bean Bag gift card! Those teachers need there coffee too! 😊

Like Comment

The Bean Bag Coffee House

May 2 ·

Bean Bag serves breakfast all day long! We are open until 4pm today. 😊

Like Comment

The Bean Bag Coffee House

April 28 ·

♡ Have you had your coffee this morning?? ♡



Like Comment

The Bean Bag Coffee House

April 23 ·

We are OPEN until 3pm today! 😊

It is a perfect day for an iced caramel snowflake with whip and caramel drizzle on top! 🍩\*

Like Comment

Mikala Ann likes this.



VISITOR POSTS



Sara Anderson  
June 6 at 9:14am

what are your hours on Monday's?

Like Comment Share



Judy Hanson  
November 17, 2015 at 12:08pm

Coffee is great and muffins are awesome

Like Comment Share 1 2



Michelle Johnson Mahler  
December 10, 2014 at 12:07pm

Please post your yummy winter drinks ☺

Like Comment Share 1

REVIEWS

4.8 of 5 stars  
18 reviews



Dallas Brayall  
5★ Very good coffee - very nice employees- great place to sit back and have a hot or cold cup of joe or walk around and do some shopping!!!!  
September 28, 2015



Shannon Schwarz-Sir  
5★ Great coffee, sandwiches and atmosphere.  
October 18, 2015



Tell people what you think  
★★★★★

PEOPLE ALSO LIKE



Chickadee Doo-da  
Gift Shop



Messes & Masterpieces  
Art School



New Richmond Area Centre  
Recreation Center

Coffee Shops in New Richmond, Wisconsin

LIKED BY THIS PAGE



Heidi's Hallmark

The Bean Bag Coffee House

April 22

Our Bean Bag menu has so much to offer. Check it out!! We offer a variety of hot,iced, or blended drinks! We create any drink to your liking. Want dark chocolate instead of white chocolate? We CAN do that! We are here to make our wonderful customers happy! Stop in today from 2-4pm and get 25% off your drink!



Like Comment

Miranda Johnson, Dallas Brayall and Mikala Ann like this.

The Bean Bag Coffee House

April 20

Fresh Chicken Salad today on Texas toast or whole grain bread!! Add your choice of cheese and veggies!

Comes with chips and a pickle; for here OR to-go! ☺

Like Comment

Dana Franzen and Mikala Ann like this.

The Bean Bag Coffee House

April 19

COMMENT your favorite Bean Bag drink here!! ↓ ↓ ↓ ↓ ↓ ↓ ↓ ↓ ↓ ↓

Like Comment

The Bean Bag Coffee House

April 18

April Showers is the drink of the week!! This is a refreshing iced lemonade with a hint of mango and lime flavors.

Like Comment

Josh Morales likes this.

The Bean Bag Coffee House

April 16

Attention Bean Bag Customers!!!!

Starting NOW until May 8th, with each Mothers Day Card Purchase at Heidi's Hallmark. You can receive a \$10 Bean Bag gift certificate for JUST \$5!!!! YES.. \$5!!!!

No further discounts apply. Card purchase must be of regular price. While certificates last. No rainchecks.

Like Comment

Josh Morales likes this.

The Bean Bag Coffee House

April 15

Places ▶ New Richmond, Wisconsin ▶ Food & Restaurant ▶ Coffee Shop ▶ The Bean Bag Coffee House

English (US) · Español · Português (Brasil) · Français (France) · Deutsch

Privacy · Terms · Advertising · Ad Choices · More

Cookies · We've updated our policy. [Learn More.](#)

Facebook © 2016

Try our Cranapple Iced Tea TODAY!!! Open 6:00am-4:00pm! 😊



Like Comment

Josh Morales and Mikala Ann like this.

**The Bean Bag Coffee House**

April 14 · 🌐

Cherry Cheesecake Latte is the drink of the week through Monday. So if you haven't tried this yummy drink yet stop in and give it a try!! 😊



Like Comment

Judy Sheffet, Josh Morales and Mikala Ann like this.

**The Bean Bag Coffee House**

April 13 · 🌐

Check out our NEW menus! Swing in for a bite to eat! 😊



## EXHIBIT E



Philadelphia – Gift Shops

# The Bean Bag Cafe



## Contact details

Hahnemann Hospital 230 N Broad St  
Philadelphia PA 19102

215-762-7726

## Opening times

Mon.	8:00 am - 5:00 pm
Tue.	8:00 am - 5:00 pm
Wed.	8:00 am - 5:00 pm
Thu.	8:00 am - 5:00 pm
Fri.	8:00 am - 5:00 pm
Sat.	Closed
Sun.	Closed

Opening times not confirmed.

## Service & Staff

) The shop can get crowded and the **drink** might take a while, but trust me, it's **worth** the wait!

## Food & Drinks

- The Bean Bag Cafe is located inside Hahnemann Hospital and offers treats, gifts, and **delicious** coffee **drinks**...
- They also have **tasty** bagel sandwiches like the broccoli-wich that will fill you up on the cheap...

## Rating

Average user rating - 78 out of 100.

## 215-762-7726 reverse phone lookup

- Phone 215-762-7726 owned by The Bean Bag Cafe, Gift Shops in Philadelphia, PA.
- The Bean Bag Cafe address: Hahnemann Hospital 230 N Broad St, Philadelphia, PA, 19102

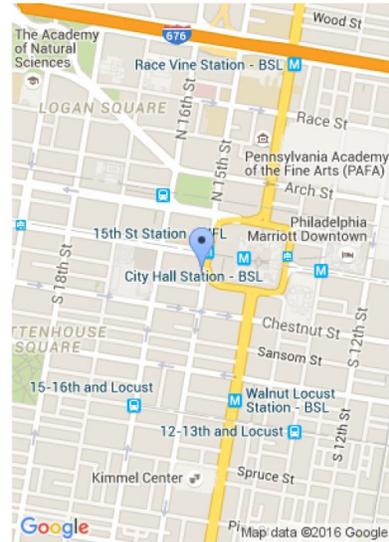
How to call The Bean Bag Cafe from abroad:

+1 215 762 7726

Dialing formats:

- 215-762-7726
- 2157627726

What time does The Bean Bag Cafe open? Where is it? What zip-code, street address and contact phone number of The Bean Bag Cafe? Who is the owner of phone number 215-762-7726? Don't worry, we gather all information about this company: opening hours, contact phone number, street address with a mark on the Google map.



**i** Organizations near "The Bean Bag Cafe"

The Wardrobe Boutique



Philadelphia Eye Associates



Gardenia



Edward Weintraut Jeweler



Copa Soaps



Jinxed / Tucker's Digs



Lodge



Condom Kingdom



Poppy Flower Shop



The Resource Exchange



[Contact Us](#)

## EXHIBIT F



Explore local businesses on Facebook

Sign up for Facebook today to discover local businesses near you.

Sign Up

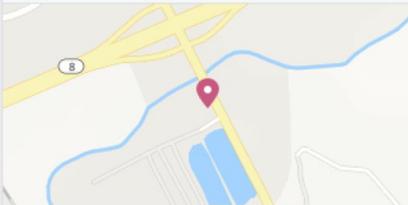
Bean Bags Coffee

Coffee Shop · Cafe

4.3 ★ · 12 public ratings

Unofficial Page · Located in Elma, Washington

ABOUT



Address 420 W Main St Elma, Washington 98541
Phone (360) 482-6757
Status Today 6:00AM - 9:00PM
Hours Mon - Tue: 7:00 am - 9:00 pm Wed - Fri: 6:00 am - 9:00 pm Sat - Sun: 7:00 am - 9:00 pm
Serves Breakfast · Dinner

44 likes 83 visits

NEAR BEAN BAGS COFFEE



Coffee Coop, Elma, WA Coffee Shop 4.9 ★ · 21 public ratings

Bean bags Espresso Coffee Shop 4.3 ★ · 13 public ratings

Elma Espresso Too Coffee Shop

See more places in Elma, Washington

Places Elma, Washington Food & Restaurant Coffee Shop Bean Bags Coffee

English (US) · Español · Português (Brasil) · Français (France) · Deutsch

Privacy · Terms · Advertising · Ad Choices · More

Cookies We've updated our policy. Learn More.

REVIEWS



Tell people what you think



Darla Cox — 5★ I think bean bags coffee is amazing, lovely girls, delish coffee and they are always keeping you on your toes with homemade whip and other seasonal yummys!! Super happy they have a stand in mccleary now! My travels will be complete now! LOVE BEAN BAGS!

over a year ago · 1 Review



Randall Doc — 1★ They just took over Fastbreak espresso in McCleary and they are not starting out very well. I had a gift card w/ over \$20 on it and they will not honor it. THAT IS NOT RIGHT. THAT'S PLAIN CHEAP. Not a good way to start. The staff from fastbreak are local and well-liked and well-known. Unless Bean Bags changes their attitude they will not do well.

over a year ago · 1 Review



Ridgway Jerrod — 5★ Great people awesome coffee ....

over a year ago · 23 Reviews

More Reviews

Posts about Bean Bags Coffee



Lucho Dominguez shared a memory — with Merty PM and 7 others at Bean Bags Coffee.

February 9 · Elma, WA



2 Years Ago



Lucho Dominguez February 9, 2014

Estoy desesperado contigo, ya quisiera k fuera las 9 y 10 d la mañana ya!!!, para esperarte,....

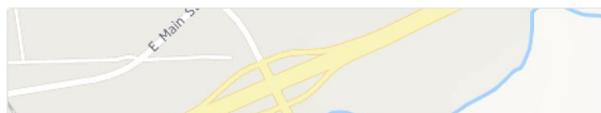
Victor M Rios Villagrana, Abram Martinez and 2 others like this.



Anita M Monrroy with Mary Monrroy at Bean Bags Coffee.

August 9, 2015 · Elma, WA

When ur mom buys u coffee in the morning thank you





**Bean Bags Coffee**  
Coffee Shop · Elma, WA  
83 people checked in here

4 Likes 1 Comment



**Kendra Cox** at **Bean Bags Coffee**.

June 22, 2014 · Elma, WA · 🌐

I see a cousin!!!! E Tawny Cox!!!



**Bean Bags Coffee**  
Coffee Shop · Elma, WA  
83 people checked in here

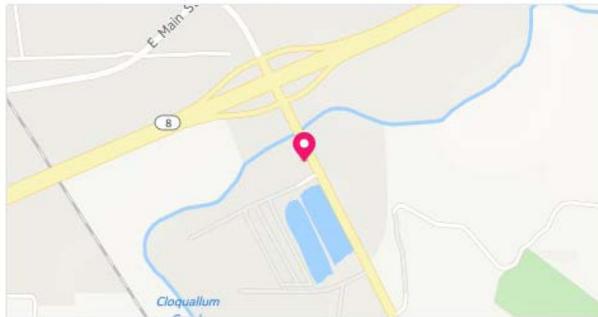
Tawny Cox likes this.



**Ridgway Jerrod** at **Bean Bags Coffee**.

February 10, 2014 · Elma, WA · 🌐

Mmmmm good coffee ..... Egnog still available



**Bean Bags Coffee**  
Coffee Shop · Elma, WA  
83 people checked in here

1 Like

## EXHIBIT G



Find tacos, cheap dinner, Max's

Near Seattle, WA



Sign Up

Home About Me Write a Review Find Friends Messages Talk Events

Log In

# Bean Bag Cafe

★ Write a Review

📷 Add Photo

🔗 Share

🔖 Bookmark

Coffee & Tea [Edit](#)



720 Univ Ave  
Syracuse, NY 13202  
(315) 425-9298

## Is this your business?

Respond to reviews and privately message customers. Claiming is free, and only takes a minute.

Claim This Business



Ad Brewerton Diner

★★★★★ 16 reviews

David S. said "Stopped in this morning just to try it and was very pleased. Not your traditional breakfast joint. Homemade quality and substantial portions plus coffee was excellent! Not to mention the atmosphere is warm..." [read more](#)



Hey there trendsetter! You could be the first review for **Bean Bag Cafe**.

## Is this your business?

Claim your business page and access your **free** Yelp for Business Owners account.

- Immediately update business information
- Respond to reviews and privately message customers
- See the customer leads your business page generates
- Monitor how many people view your business page

Claim This Business

## Best of Yelp Syracuse – Coffee & Tea



Eva's European Sweets  
★★★★★ 82 reviews



Recess Coffee House & Roastery  
★★★★★ 96 reviews



Roji Tea Lounge  
★★★★★ 74 reviews

[See More Coffee & Tea in Syracuse](#)

[Edit business info](#)

### Hours

[Add business hours](#)

### People also viewed



Bruegger's Bagels  
★★★★★ 9 reviews



Bohemian Beans Cafe  
★★★★★ 1 review



Stefon's Place  
★★★★★ 1 review

### Browse nearby

- Restaurants
- Nightlife
- Shopping
- Show all

### About

About Yelp

### Discover

The Weekly Yelp

### Yelp for Business Owners

Claim your Business Page

### Languages

English ▾

[Order Food on Eat24](#)  
[Careers](#)  
[Press](#)  
[Investor Relations](#)  
[Content Guidelines](#)  
[Terms of Service](#)  
[Privacy Policy](#)  
[Ad Choices](#)

[Yelp Blog](#)  
[Support](#)  
[Yelp Mobile](#)  
[Developers](#)  
[RSS](#)

[Advertise on Yelp](#)  
[Online Ordering from Eat24](#)  
[Yelp SeatMe](#)  
[Business Success Stories](#)  
[Business Support](#)  
[Yelp Blog for Business Owners](#)

**Countries**  
[United States ▾](#)

---

[Site Map](#) | [Atlanta](#) | [Austin](#) | [Boston](#) | [Chicago](#) | [Dallas](#) | [Denver](#) | [Detroit](#) | [Honolulu](#) | [Houston](#) | [Los Angeles](#) | [Miami](#) | [Minneapolis](#) | [New York](#) | [Philadelphia](#)  
| [Portland](#) | [Sacramento](#) | [San Diego](#) | [San Francisco](#) | [San Jose](#) | [Seattle](#) | [Washington, DC](#) | [More Cities](#)



Copyright © 2004–2016 Yelp Inc. Yelp, , and related marks are registered trademarks of Yelp.