

ESTTA Tracking number: **ESTTA708610**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	79152856
Applicant	Gantner Electronic GmbH

## Notice of Appeal

Notice is hereby given that Gantner Electronic GmbH appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 79152856.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 006. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Ironmongery, namely, iron locks, iron keys for locks, small items of metal hardware, namely lockers, storage cupboards for sporting equipment, safes
- Class 009. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Electronic access systems for buildings, namely, swimming pools, thermal baths, fitness clubs, administrative and office buildings, and private buildings, consisting of digital input scanner units, namely, wireless and wired electronic card readers, computer chip band and chip card readers, computers and electronic display screens; electronic locking systems for cupboards and compartments, consisting of data carriers that can be recognized in a wireless manner using RFID technology; payment systems, in particular cashless payment systems, consisting of data carriers in the form of computer chip band or chip card readers; point of sale systems and accounting systems comprised of point-of-sale terminals for swimming pools, thermal baths, spas and fitness clubs; systems for recording time, consisting of digital input scanner terminals and computers; access control systems for evaluation of biometric properties, consisting of wireless and wired electronic card, magnetic encoded card, or optical readers for fingerprint identification, and wireless and wired electronic card, magnetic encoded card, or optical readers for recording further biometric characteristics, namely, body height, iris, retina, facial geometry, vascular structure of the hand, nail bed structure, voice, signature, keystroke dynamics on a keyboard, gait, body odor, and DNA or genetic fingerprinting; computers and computer operating software for all the aforesaid apparatus, systems and devices; data carriers that are blank and embedded in chip cards, plastic bracelets, silicone bracelets and key rings; electronic and electric apparatus for practicing pigeon racing, namely pigeon clocks, devices for recording and monitoring time, sensors for detecting the presence of the pigeon, blank magnetic data carriers, namely, pigeon rings; computers and computer software for controlling access, administration and evaluation of results for pigeon races; battery-operated locking cylinders and locks
- Class 035. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Services comprising the recording and compiling of electronic data for access control systems and personnel management
- Class 036. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Financial services in connection with cashless payment systems, namely, services of processing cashless transactions using data carriers, namely, chip cards, wristbands, and key tags
- Class 037. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Installation of computer hardware for access-monitoring systems and time-recording systems
- Class 042. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are appealed, namely: Technical planning, design and installation of computer software for access-monitoring systems and time-recording systems

Respectfully submitted,

/aoi nawashiro/  
11/13/2015

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