

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	79160190
LAW OFFICE ASSIGNED	LAW OFFICE 117
MARK SECTION	
MARK	http://tmng-al.uspto.gov/resting2/api/img/79160190/large
LITERAL ELEMENT	LEVICOR
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.
GOODS AND/OR SERVICES SECTION (002)(current)	
INTERNATIONAL CLASS	002
DESCRIPTION	
Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; dyestuffs; mordants; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists; anti-corrosive products; protective products for metals; anti-tarnishing products for metals; products for the protection of under-surfaces of vehicles	
GOODS AND/OR SERVICES SECTION (002)(proposed)	
INTERNATIONAL CLASS	002
TRACKED TEXT DESCRIPTION	
Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; dyestuffs; mordants ; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists; anti-corrosive preparations, namely, coatings for metal products used in the automobile, aviation, construction, defense, maritime, oil and gas and rail industries ; anti-corrosive products ; protective preparations for metals, namely, coating for metal products used in the automotive, aviation, construction, defense, maritime, oil and gas and rail industries ; protective products for metals ; anti-tarnishing preparations for metals ; anti-tarnishing products for metals ; preparations for the protection of under-surfaces of vehicles used on the ground, in the air and at sea ; products for the protection of under-surfaces of vehicles	
FINAL DESCRIPTION	
Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; dyestuffs; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists; anti-corrosive preparations, namely, coatings for metal products used in the automobile, aviation, construction, defense, maritime, oil and gas and rail industries; protective preparations for metals, namely, coating for metal products used in the automotive, aviation, construction, defense, maritime, oil and gas and rail industries; anti-tarnishing preparations for metals; preparations for the protection of under-surfaces of vehicles used on the ground, in the air and at sea	
GOODS AND/OR SERVICES SECTION (006)(current)	
INTERNATIONAL CLASS	006
DESCRIPTION	
Common metals and their alloys; building materials of metal; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of metal; ironmongery and small items of metal hardware; pipes of metal; safes strong boxes; goods of common metal not included in other classes; ores; reinforcing materials of metal for building; reinforcing materials of metal for pipes; iron strip; steel strip; fittings of metal for building	

GOODS AND/OR SERVICES SECTION (006)(proposed)	
INTERNATIONAL CLASS	006
TRACKED TEXT DESCRIPTION	
Common metals and their alloys; building materials of metal ; construction materials of metal, namely, anti-corrosion coated metals for improved ductility for use in industrial manufacturing ; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of metal; ironmongery and small items of metal hardware ; pipes of metal; safes (strong boxes) ; safes strong boxes ; ores; goods of common metal not included in other classes ; reinforcing materials of metal for building; reinforcing materials of metal for pipes; iron strip; steel strip; metal fittings for building, namely, zinc coatings for metals for use in industrial manufacturing ; fittings of metal for building	
FINAL DESCRIPTION	
Common metals and their alloys; construction materials of metal, namely, anti-corrosion coated metals for improved ductility for use in industrial manufacturing; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of metal; pipes of metal; safes (strong boxes); ores; reinforcing materials of metal for building; reinforcing materials of metal for pipes; iron strip; steel strip; metal fittings for building, namely, zinc coatings for metals for use in industrial manufacturing	
GOODS AND/OR SERVICES SECTION (007)(current)	
INTERNATIONAL CLASS	007
DESCRIPTION	
Machines and machine tools; motors and engines (other than for land vehicles); machine couplings and transmission components (other than for land vehicles); agricultural implements other than hand-operated; incubators for eggs; automatic distribution machines; metal-surface galvanizing machines; machines for cleaning of surfaces (machine tools for thermoforming, coating and tailoring of metal objects)	
GOODS AND/OR SERVICES SECTION (007)(proposed)	
INTERNATIONAL CLASS	007
TRACKED TEXT DESCRIPTION	
Machines and machine tools ; machine couplings ; motors and engines (other than for land vehicles) ; incubators for eggs; machine couplings and transmission components (other than for land vehicles) ; automatic distribution machines; agricultural implements other than hand-operated ; metal-surface galvanizing machines; machines for cleaning of surfaces (machine tools for thermoforming, coating and tailoring of metal objects)	
FINAL DESCRIPTION	
machine couplings; incubators for eggs; automatic distribution machines; metal-surface galvanizing machines	
GOODS AND/OR SERVICES SECTION (012)(current)	
INTERNATIONAL CLASS	012
DESCRIPTION	
Vehicles; apparatus for locomotion by land, air or water; bodies for vehicles; airplanes; fuselages for aircraft; airplane towing vehicles; ships' hulls	
GOODS AND/OR SERVICES SECTION (012)(proposed)	
INTERNATIONAL CLASS	012
TRACKED TEXT DESCRIPTION	
Vehicles ; bodies for vehicles; apparatus for locomotion by land, air or water ; airplanes; fuselages for aircraft; airplane towing vehicles; ships' hulls	
FINAL DESCRIPTION	
bodies for vehicles; airplanes; fuselages for aircraft; airplane towing vehicles; ships' hulls	
GOODS AND/OR SERVICES SECTION (040)(current)	
INTERNATIONAL CLASS	040
DESCRIPTION	
Treatment of materials; surface finishing of metal articles; air brushing services (treatment of surfaces); application of thin layers on object	

surfaces through chemical procedures, mechanical procedures, thermal procedures, thermomechanical procedures; chemical vapor deposition, physical vapor deposition and metallization; application of protective surface coatings to machines and tools; processing of metal surfaces by abrasive polishing; processing of metal surfaces using precision grinding techniques; treatment and coating of metal surfaces; coating and surface finishing of machines and tools; hard chromium plating and hard nickel plating of metal surfaces; surface coating of sheets; abrasive polishing of metal surfaces; heat treatment of metal surfaces; shaping of metal components

GOODS AND/OR SERVICES SECTION (040)(proposed)

INTERNATIONAL CLASS 040

TRACKED TEXT DESCRIPTION

~~Treatment of materials; Treatment of materials, namely, the application of zinc coatings to metals for use in industrial manufacturing; surface finishing of metal articles; air brushing services (treatment of surfaces); application of thin layers of anti-corroive coatings on metals for improved ductility for industrial manufacturing using chemical, mechanical, thermal and thermomechanical processes; chemical vapor deposition, physical vapor deposition and metallization;~~ application of protective surface coatings to machines and tools; processing of metal surfaces by abrasive polishing; processing of metal surfaces using precision grinding techniques; treatment and coating of metal surfaces; ~~surface finishing of machines and tools; coating and surface finishing of machines and tools;~~ hard chromium plating and hard nickel plating of metal surfaces; ~~surface coating of metal sheets; surface coating of sheets;~~ abrasive polishing of metal surfaces; heat treatment of metal surfaces; shaping of metal components

FINAL DESCRIPTION

Treatment of materials, namely, the application of zinc coatings to metals for use in industrial manufacturing; surface finishing of metal articles; air brushing services (treatment of surfaces); application of thin layers of anti-corroive coatings on metals for improved ductility for industrial manufacturing using chemical, mechanical, thermal and thermomechanical processes; application of protective surface coatings to machines and tools; processing of metal surfaces by abrasive polishing; processing of metal surfaces using precision grinding techniques; treatment and coating of metal surfaces; surface finishing of machines and tools; hard chromium plating and hard nickel plating of metal surfaces; surface coating of metal sheets; abrasive polishing of metal surfaces; heat treatment of metal surfaces; shaping of metal components

SIGNATURE SECTION

RESPONSE SIGNATURE	/kaw/
SIGNATORY'S NAME	Keith A. Weltsch
SIGNATORY'S POSITION	Attorney of record, New York bar member
SIGNATORY'S PHONE NUMBER	516 742 4343
DATE SIGNED	04/13/2016
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	YES

FILING INFORMATION SECTION

SUBMIT DATE	Wed Apr 13 15:40:28 EDT 2016
TEAS STAMP	USPTO/RFR-XX.XX.XXX.XX-20 160413154028958261-791601 90-550164a6a2a126d44f76a8 d3da4e10f38f1e5b2ec412962 958feda23816f1aec9-N/A-N/ A-20160413150736090428

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

Application serial no. **79160190** LEVICOR(Standard Characters, see <http://tmng-al.uspto.gov/resting2/api/img/79160190/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 002 for Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; dyestuffs; mordants; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists; anti-corrosive products; protective products for metals; anti-tarnishing products for metals; products for the protection of under-surfaces of vehicles

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: Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; dyestuffs; ~~mordants~~; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists; [anti-corrosive preparations, namely, coatings for metal products used in the automobile, aviation, construction, defense, maritime, oil and gas and rail industries](#); ~~anti-corrosive products~~; [protective preparations for metals, namely, coating for metal products used in the automotive, aviation, construction, defense, maritime, oil and gas and rail industries](#); ~~protective products for metals~~; [anti-tarnishing preparations for metals](#); ~~anti-tarnishing products for metals~~; [preparations for the protection of under-surfaces of vehicles used on the ground, in the air and at sea](#); ~~products for the protection of under-surfaces of vehicles~~

Class 002 for Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; dyestuffs; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists; anti-corrosive preparations, namely, coatings for metal products used in the automobile, aviation, construction, defense, maritime, oil and gas and rail industries; protective preparations for metals, namely, coating for metal products used in the automotive, aviation, construction, defense, maritime, oil and gas and rail industries; anti-tarnishing preparations for metals; preparations for the protection of under-surfaces of vehicles used on the ground, in the air and at sea

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 006 for Common metals and their alloys; building materials of metal; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of metal; ironmongery and small items of metal hardware; pipes of metal; safes strong boxes; goods of common metal not included in other classes; ores; reinforcing materials of metal for building; reinforcing materials of metal for pipes; iron strip; steel strip; fittings of metal for building

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: Common metals and their alloys; ~~building materials of metal~~; [construction materials of metal, namely, anti-corrosion coated metals for improved ductility for use in industrial manufacturing](#); transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of metal; ~~ironmongery and small items of metal hardware~~; pipes of metal; [safes \(strong boxes\)](#); ~~safes strong boxes~~; ores; ~~goods of common metal not included in other classes~~; reinforcing materials of metal for building; reinforcing materials of metal for pipes; iron strip; steel strip; [metal fittings for building, namely, zinc coatings for metals for use in industrial manufacturing](#); ~~fittings of metal for building~~

Class 006 for Common metals and their alloys; construction materials of metal, namely, anti-corrosion coated metals for improved ductility for use in industrial manufacturing; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of metal; pipes of metal; safes (strong boxes); ores; reinforcing materials of metal for building; reinforcing materials of metal for pipes; iron strip; steel strip; metal fittings for building, namely, zinc coatings for metals for use in industrial manufacturing

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 007 for Machines and machine tools; motors and engines (other than for land vehicles); machine couplings and transmission components (other than for land vehicles); agricultural implements other than hand-operated; incubators for eggs; automatic distribution machines; metal-surface galvanizing machines; machines for cleaning of surfaces (machine tools for thermoforming, coating and tailoring of metal objects)

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: ~~Machines and machine tools~~; [machine couplings](#); ~~motors and engines (other than for land vehicles)~~; incubators for

eggs; ~~machine couplings and transmission components (other than for land vehicles)~~; automatic distribution machines; ~~agricultural implements other than hand-operated~~; metal-surface galvanizing machines; ~~machines for cleaning of surfaces (machine tools for thermoforming, coating and tailoring of metal objects)~~

Class 007 for machine couplings; incubators for eggs; automatic distribution machines; metal-surface galvanizing machines

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 012 for Vehicles; apparatus for locomotion by land, air or water; bodies for vehicles; airplanes; fuselages for aircraft; airplane towing vehicles; ships' hulls

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: ~~Vehicles~~; bodies for vehicles; ~~apparatus for locomotion by land, air or water~~; airplanes; fuselages for aircraft; airplane towing vehicles; ships' hulls

Class 012 for bodies for vehicles; airplanes; fuselages for aircraft; airplane towing vehicles; ships' hulls

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 040 for Treatment of materials; surface finishing of metal articles; air brushing services (treatment of surfaces); application of thin layers on object surfaces through chemical procedures, mechanical procedures, thermal procedures, thermomechanical procedures; chemical vapor deposition, physical vapor deposition and metallization; application of protective surface coatings to machines and tools; processing of metal surfaces by abrasive polishing; processing of metal surfaces using precision grinding techniques; treatment and coating of metal surfaces; coating and surface finishing of machines and tools; hard chromium plating and hard nickel plating of metal surfaces; surface coating of sheets; abrasive polishing of metal surfaces; heat treatment of metal surfaces; shaping of metal components

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: ~~Treatment of materials~~; ~~Treatment of materials, namely, the application of zinc coatings to metals for use in industrial manufacturing~~; surface finishing of metal articles; air brushing services (treatment of surfaces); ~~application of thin layers on object surfaces through chemical procedures, mechanical procedures, thermal procedures, thermomechanical procedures~~; ~~application of thin layers of anti-corroive coatings on metals for improved ductility for industrial manufacturing using chemical, mechanical, thermal and thermomechanical processes~~; ~~chemical vapor deposition, physical vapor deposition and metallization~~; application of protective surface coatings to machines and tools; processing of metal surfaces by abrasive polishing; processing of metal surfaces using precision grinding techniques; treatment and coating of metal surfaces; ~~surface finishing of machines and tools~~; ~~coating and surface finishing of machines and tools~~; hard chromium plating and hard nickel plating of metal surfaces; ~~surface coating of metal sheets~~; ~~surface coating of sheets~~; abrasive polishing of metal surfaces; heat treatment of metal surfaces; shaping of metal components

Class 040 for Treatment of materials, namely, the application of zinc coatings to metals for use in industrial manufacturing; surface finishing of metal articles; air brushing services (treatment of surfaces); application of thin layers of anti-corroive coatings on metals for improved ductility for industrial manufacturing using chemical, mechanical, thermal and thermomechanical processes; application of protective surface coatings to machines and tools; processing of metal surfaces by abrasive polishing; processing of metal surfaces using precision grinding techniques; treatment and coating of metal surfaces; surface finishing of machines and tools; hard chromium plating and hard nickel plating of metal surfaces; surface coating of metal sheets; abrasive polishing of metal surfaces; heat treatment of metal surfaces; shaping of metal components

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: /kaw/ Date: 04/13/2016

Signatory's Name: Keith A. Weltsch

Signatory's Position: Attorney of record, New York bar member

Signatory's Phone Number: 516 742 4343

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: 79160190

Internet Transmission Date: Wed Apr 13 15:40:28 EDT 2016

TEAS Stamp: USPTO/RFR-XX.XX.XXX.XX-20160413154028958

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