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

Proceeding	79160316
Applicant	noonee SA
Applied for Mark	CHAIROLUTION
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Submission	Applicants Request for Remand and Amendment
Attachments	Request for Remand (CHAIROLUTION).pdf(160123 bytes)
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Date	04/15/2016

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

APPLICANT: noonee SA
SERIAL NO.: 79/160316
MARK: CHAIROOLUTION
FILING DATE: November 11, 2014
INT'L CLASS: 010; 020
To: Hon. Commissioner for Trademarks
P.O. Box 1451
Alexandra, Virginia 22313-1451
Attn: Trademark Trial and Appeal Board

REQUEST FOR REMAND FOR AMENDMENT OF IDENTIFICATION OF GOODS

In a Reconsideration Letter dated April 5, 2016, the Examining Attorney denied Applicant's Request for Reconsideration of the above-referenced mark, CHAIROOLUTION, maintaining his refusal to register the mark on the grounds that certain of the language in the Class 20 identification of goods is indefinite and could fall within multiple classes. To be clear, the Examining Attorney deemed acceptable the identification of goods in Class 10.

Applicant now desires to amend its application to remove the language that has been objected to in Class 20 in order to obviate the basis for the Examining Attorney's refusal. Accordingly, pursuant to Sections 1205.01 and 1209.04 of the Trademark Trial and Appeal Board Manual of Procedure, Applicant hereby requests that the Board suspend the Appeal and remand the application to the Examining Attorney for consideration of the following amendment.

I. AMENDMENT TO IDENTIFICATION OF GOODS

In response to the Examining Attorney's requirement that Applicant amend its identification of goods in Class 20 to resolve alleged clarity issues, Applicant hereby requests that the Class 20 goods identification be amended as follows:

~~Furniture; mirrors; picture frames; goods of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics in the nature of sitting, standing and resting, bending, and kneeling supports, namely, wearable body supports and exoskeletons~~

By way of this amendment, the particular language that has been objected to by the Examining Attorney in Class 20 has been removed, leaving only "furniture; mirrors; picture frames," which has not been objected to and which is acceptable according to the Trademark Acceptable Identification of Goods & Services Manual.

Accordingly, Applicant respectfully requests entry of the amendment above.

II. CONCLUSION

As the concerns of the Examining Attorney and the Trademark Trial and Appeal Board have been satisfied, Applicant respectfully requests that its mark be passed on to publication.

Respectfully submitted,

NOONEE SA

By:


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Dated: April 15, 2016

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is addressed to the Trademark Trial and Appeal Board, Hon. Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451, and is being deposited via the Electronic System for Trademark Trials and Appeals (ESTTA) on April 15, 2016.



Jamie B. Tesfazion