

Request for Reconsideration after Final Action

The table below presents the data as entered.

| Input Field | Entered |
|--|--|
| SERIAL NUMBER | 79172529 |
| LAW OFFICE ASSIGNED | LAW OFFICE 105 |
| MARK SECTION | |
| MARK | http://tmng-al.uspto.gov/resting2/api/img/79172529/large |
| LITERAL ELEMENT | SOUNDCLOUD |
| 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 (009)(current) | |
| INTERNATIONAL CLASS | 009 |
| DESCRIPTION | |
| Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, podcasts, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts, digital photos, graphics, audio, sound and video files; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the fields of music, and downloadable digital video and audio recording files | |
| GOODS AND/OR SERVICES SECTION (009)(proposed) | |
| INTERNATIONAL CLASS | 009 |
| TRACKED TEXT DESCRIPTION | |
| Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, podcasts, music, media, data and/or images; Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts, digital photos, graphics, audio, sound and video files; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the fields of music, and downloadable digital video and audio recording files; <u>Downloadable electronic publications in the nature of books and magazines in fields of music, and downloadable digital video and audio recordings</u> | |

FINAL DESCRIPTION

Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the nature of books and magazines in fields of music, and downloadable digital video and audio recordings

GOODS AND/OR SERVICES SECTION (016)(current)

| | |
|----------------------------|--|
| INTERNATIONAL CLASS | 016 |
| DESCRIPTION | Artists' materials, namely, pens and pencils |

GOODS AND/OR SERVICES SECTION (016)(proposed)

| | |
|----------------------------|-----|
| INTERNATIONAL CLASS | 016 |
|----------------------------|-----|

TRACKED TEXT DESCRIPTION

[Paper, cardboard](#); [stationery](#); artists' materials, namely, pens and pencils; [printed publications namely, books, magazines and newsletters in the field of music](#)

FINAL DESCRIPTION

Paper, cardboard; stationery; artists' materials, namely, pens and pencils; printed publications namely, books, magazines and newsletters in the field of music

GOODS AND/OR SERVICES SECTION (025)(current)

| | |
|----------------------------|---|
| INTERNATIONAL CLASS | 025 |
| DESCRIPTION | Clothing namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps |

GOODS AND/OR SERVICES SECTION (025)(proposed)

| | |
|----------------------------|---|
| INTERNATIONAL CLASS | 025 |
| DESCRIPTION | Clothing namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps |

GOODS AND/OR SERVICES SECTION (035)(current)

| | |
|----------------------------|--|
| INTERNATIONAL CLASS | 035 |
| DESCRIPTION | Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; Licensing services, namely, the management of peer to peer licensing; information, advisory and consultancy services relating to the aforesaid |

GOODS AND/OR SERVICES SECTION (035)(proposed)

| | |
|---------------------------------|--|
| INTERNATIONAL CLASS | 035 |
| TRACKED TEXT DESCRIPTION | Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; Licensing services, namely, the management of peer to peer licensing ; information, advisory and consultancy services relating to the aforesaid |
| FINAL DESCRIPTION | Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business |

databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid

GOODS AND/OR SERVICES SECTION (038)(current)

INTERNATIONAL CLASS

038

DESCRIPTION

Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid

GOODS AND/OR SERVICES SECTION (038)(proposed)

INTERNATIONAL CLASS

038

TRACKED TEXT DESCRIPTION

Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; ~~broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs;~~ broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid

FINAL DESCRIPTION

Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid

GOODS AND/OR SERVICES SECTION (041)(current)

INTERNATIONAL CLASS

041

DESCRIPTION

Music production services; recording and publishing services, namely multimedia entertainment services in the nature of recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable podcasts, music and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

GOODS AND/OR SERVICES SECTION (041)(proposed)

INTERNATIONAL CLASS

041

TRACKED TEXT DESCRIPTION

Music production services; ~~recording and publishing services, namely multimedia entertainment services in the nature of recording and publishing services in the fields of music, video, and films, and music publishing services;~~ recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; ~~providing on-line non-downloadable podcasts, music and audio and video recordings featuring music;~~ providing on-line non-downloadable podcasts and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

FINAL DESCRIPTION

Music production services; recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable podcasts and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

GOODS AND/OR SERVICES SECTION (042)(current)

INTERNATIONAL CLASS

042

DESCRIPTION

Design and maintenance of computer software; computerized data storage; hosting music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, podcasts, data, sound, images, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; providing use of on-line non-downloadable software for use in generating, recording, analyzing, measuring, identifying, monitor and comparing the digital audio fingerprint of audio and music content; providing access to and use of non-downloadable software to enable uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, reproducing, or otherwise providing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; providing access to and use of non-downloadable software to enable sharing of music, video, audio, podcast, graphic, image content and information among users; providing access to non-downloadable software to enable content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

GOODS AND/OR SERVICES SECTION (042)(proposed)

INTERNATIONAL CLASS

042

TRACKED TEXT DESCRIPTION

Design and maintenance of computer software; computerized data storage; ~~hosting music, video, audio, podcast, graphic, image and photo content for others;~~ hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; ~~computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, podcasts, data, sound, images, music, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions;~~ providing a website featuring technology that enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; ~~providing use of on-line non-downloadable software for use in generating, recording, analyzing, measuring, identifying, monitor and comparing the digital audio fingerprint of audio and music content;~~ providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; ~~providing access to and use of non-downloadable software to enable uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, reproducing, or otherwise providing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks;~~ providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; ~~providing access to and use of non-downloadable software to enable sharing of music, video, audio, podcast, graphic, image content and information among users;~~ providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users; ~~providing access to non-downloadable software to enable content providers to track music, video, audio, podcast, graphic and image content;~~ providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; ~~computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs);~~ computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

FINAL DESCRIPTION

Design and maintenance of computer software; computerized data storage; hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; providing a website featuring technology that

enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users; providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

GOODS AND/OR SERVICES SECTION (045)(no change)

SIGNATURE SECTION

| | |
|---------------------------------------|--|
| RESPONSE SIGNATURE | /Deborah J Peckham/ |
| SIGNATORY'S NAME | Deborah J Peckham |
| SIGNATORY'S POSITION | Attorney of record, Massachusetts bar member |
| SIGNATORY'S PHONE NUMBER | 617.345.3577 |
| DATE SIGNED | 10/20/2016 |
| AUTHORIZED SIGNATORY | YES |
| CONCURRENT APPEAL NOTICE FILED | YES |

FILING INFORMATION SECTION

| | |
|--------------------|--|
| SUBMIT DATE | Thu Oct 20 13:26:46 EDT 2016 |
| TEAS STAMP | USPTO/RFR-XXX.XXX.XXX.XXX -20161020132646523870-791 72529-570884e6b1df85f44c4 cf8bd4b4e1529ada3a60b6ab3 0c24c901d7014f8a1871b-N/A -N/A-20161020130023689456 |

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. **79172529** SOUND CLOUD(Standard Characters, see <http://tmng-al.uspto.gov/resting2/api/img/79172529/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 009 for Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, podcasts, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts, digital photos, graphics, audio, sound and video files; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video

content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the fields of music, and downloadable digital video and audio recording files

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: ~~Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, podcasts, music, media, data and/or images; Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts, digital photos, graphics, audio, sound and video files; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment;~~ mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; ~~Downloadable electronic publications in the fields of music, and downloadable digital video and audio recording files;~~ Downloadable electronic publications in the nature of books and magazines in fields of music, and downloadable digital video and audio recordings

Class 009 for Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the nature of books and magazines in fields of music, and downloadable digital video and audio recordings

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 016 for Artists' materials, namely, pens and pencils

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: Paper, cardboard; stationery; artists' materials, namely, pens and pencils; printed publications namely, books, magazines and newsletters in the field of music

Class 016 for Paper, cardboard; stationery; artists' materials, namely, pens and pencils; printed publications namely, books, magazines and newsletters in the field of music

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 025 for Clothing namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps

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: Class 025 for Clothing namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps

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 035 for Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; Licensing services, namely, the management of peer to peer licensing; information, advisory and consultancy services relating to the aforesaid 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: Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; ~~Licensing services, namely, the management of peer to peer licensing~~; information, advisory and consultancy services relating to the aforesaid

Class 035 for Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid

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 038 for Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid 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: Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; ~~broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs~~; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid

Class 038 for Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid

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 041 for Music production services; recording and publishing services, namely multimedia entertainment services in the nature of recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable podcasts, music and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid 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: Music production services; ~~recording and publishing services, namely multimedia entertainment services in the nature of recording and publishing services in the fields of music, video, and films, and music publishing services~~; recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; ~~providing on-line non-downloadable podcasts, music and audio and video recordings featuring music~~; providing on-line non-downloadable podcasts and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

Class 041 for Music production services; recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable podcasts and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

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 042 for Design and maintenance of computer software; computerized data storage; hosting music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, podcasts, data, sound, images, music, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; providing use of on-line non-downloadable software for use in generating, recording, analyzing, measuring, identifying, monitor and comparing the digital audio fingerprint of audio and music content; providing access to and use of non-downloadable software to enable uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, reproducing, or otherwise providing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; providing access to and use of non-downloadable software to enable sharing of music, video, audio, podcast, graphic, image content and information among users; providing access to non-downloadable software to enable content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

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: Design and maintenance of computer software; computerized data storage; ~~hosting music, video, audio, podcast, graphic, image and photo content for others~~; hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; ~~computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, podcasts, data, sound, images, music, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions~~; providing a website featuring technology that enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; ~~providing use of on-line non-downloadable software for use in generating, recording, analyzing, measuring, identifying, monitor and comparing the digital audio fingerprint of audio and music content~~; providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; ~~providing access to and use of non-downloadable software to enable uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, reproducing, or otherwise providing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks~~; providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; ~~providing access to and use of non-downloadable software to enable sharing of music, video, audio, podcast, graphic, image content and information among users~~; providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users; ~~providing access to non-downloadable software to enable content providers to track music, video, audio, podcast, graphic and image content~~; providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; ~~computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs)~~; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

Class 042 for Design and maintenance of computer software; computerized data storage; hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images,

photos, graphics and audio content into websites, mobile applications and devices; providing a website featuring technology that enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users; providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

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SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Deborah J Peckham/ Date: 10/20/2016

Signatory's Name: Deborah J Peckham

Signatory's Position: Attorney of record, Massachusetts bar member

Signatory's Phone Number: 617.345.3577

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.

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