

From: Micheli, Angela

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To: TTAB EFiling

CC:

Subject: U.S. TRADEMARK APPLICATION NO. 85374659 - CLES - N/A - Request for Reconsideration Denied - Return to TTAB - Message 1 of 0

Attachment Information:

Count: 3

Files: 1-1.jpg, 1-2.jpg, 85374659.doc

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

U.S. APPLICATION SERIAL NO. 85374659

MARK: CLES



CORRESPONDENT ADDRESS:

ROBERT N BLACKMON

MEREK BLACKMON & VOORHEES LLC

673 S WASHINGTON STREET

ALEXANDRIA, VA 22314

GENERAL TRADEMARK INFORMATION:

<http://www.uspto.gov/trademarks/index.jsp>

APPLICANT: Association for the Advancement of Medic ETC.

CORRESPONDENT'S REFERENCE/DOCKET NO:

N/A

CORRESPONDENT E-MAIL ADDRESS:

REQUEST FOR RECONSIDERATION DENIED

ISSUE/MAILING DATE:

The trademark examining attorney has carefully reviewed applicant's request for reconsideration and is denying the request for the reasons stated below. See 37 C.F.R. §2.64(b); TMEP §§715.03(a)(2)(B), (a)(2)(E), 715.04(a).

A potential purchaser of the services would view the proposed mark as describing the type of job that applicant will certify. Attached are websites for job listings and job descriptions in which the initialism CLES is used to describe the job position. The facts of this case are similar to those in *In re Council on Certification of Nurse Anesthetists*, 85 USPQ2d 1403, 1410-15 (TTAB 2007) in which the Board held the initialism CRNA which stood for "certified registered nurse anesthetist," merely descriptive of nurse anesthetists certified by applicant. The applicant in that case used the designation CRNA for fifty years and provided numerous brochures, promotional campaigns and other evidence in support of its application. The Board found the applicant was the national certifying organization in the nurse anesthesia field and no evidence of use of the designation CRNA or similar designation by other certifying organizations. In addition, the Board stated the record showed the applicant has enjoyed a good degree of success in promoting its certification program in the nurse anesthesia field as evidenced by the number of nurse anesthetists it has certified. However, the Board found the evidence did not demonstrate that the relevant public had come to view the designation CRNA as application's source-identifying certification mark and more evidence would be required.

The refusal made final in the Office action dated 28 January 2013 is maintained and continues to be final. See TMEP §§715.03(a)(2)(B), (a)(2)(E), 715.04(a).

In the present case, applicant's request has not resolved all the outstanding issue, nor does it raise a new issue or provide any new or compelling evidence with regard to the outstanding issue in the final Office action. In addition, applicant's analysis and arguments are not persuasive nor do they shed new light on the issues. Accordingly, the request is denied.

The filing of a request for reconsideration does not extend the time for filing a proper response to a final Office action or an appeal with the Trademark Trial and Appeal Board (Board), which runs from the date the final Office action was issued/mailed. See 37 C.F.R. §2.64(b); TMEP §715.03, (a)(2)(B), (a)(2)(E), (c).

If time remains in the six-month response period to the final Office action, applicant has the remainder of the response period to comply with and/or overcome any outstanding final requirement(s) and/or refusal(s) and/or to file an appeal with the Board. TMEP §715.03(a)(2)(B), (c). However, if applicant has already filed a timely notice of appeal with the Board, the Board will be notified to resume the appeal. See TMEP §715.04(a).

/Angela Micheli/

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Navy COOL

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NAVY COOL CREDENTIAL SNAPSHOT

Navy COOL Credential Snapshot

Credential: [Certified Laboratory Equipment Specialist \(CLES\)](#)

Credentialed Agency: [Association for the Advancement of Medical Instrumentation \(AAMI\)](#)

Certified Laboratory Equipment Specialist (CLES) validates that successful applicants have the knowledge to ensure a safe, reliable health care environment. It also demonstrates to employers a significant commitment to career and competence. Certified Laboratory Equipment Specialist is responsible for understanding and troubleshooting diverse range of lab equipments. This is a mid level certification. Applicants are required to meet certain education and experience requirement. There are several routes to meet the requirements, completion of a U.S. military biomedical equipment technology program and two years full-time BMET.

meet the requirements, completion of a U.S. military biomedical equipment technology program and two years full-time equivalent work experience is one way to meet the requirement. Additional information is available from the agencies website.

- Related Occupations
- Summary
- Eligibility
- Exam
- Other
- Additional Considerations

Certified Laboratory Equipment Specialist (CLES)

Enlisted Ratings

The following Navy Enlisted Ratings provide training and/or experience that contributes to attaining this credential:

[HM Hospital Corpsman](#) **Navy 5**

HM Jobs:

- [HM - Biomedical Equipment Technician](#) **Navy 5**
- [HM - Dental Laboratory Technician, Basic](#) **Navy 5**
- [HM - Dental Laboratory Technician, Maxillofacial](#) **Navy 5**

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