

From: Golden, Laura

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Subject: U.S. TRADEMARK APPLICATION NO. 85914469 - VALUE SHOPPER - N/A - Request for  
Reconsideration Denied - Return to TTAB

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

<b>U.S. APPLICATION SERIAL NO.</b> 85914469  <b>MARK:</b> VALUE SHOPPER	
<b>CORRESPONDENT ADDRESS:</b> MATTHEW H SWYERS  THE TRADEMARK COMPANY  344 MAPLE AVE WEST PMB 151  VIENNA, VA 22180	<b>GENERAL TRADEMARK INFORMATION:</b>  <a href="http://www.uspto.gov/trademarks/index.jsp">http://www.uspto.gov/trademarks/index.jsp</a>  <a href="#">VIEW YOUR APPLICATION FILE</a>
<b>APPLICANT:</b> Graystone Consulting Associates, Inc.	
<b>CORRESPONDENT'S REFERENCE/DOCKET NO:</b>  N/A  <b>CORRESPONDENT E-MAIL ADDRESS:</b>  admin@thetrademarkcompany.com	

**REQUEST FOR RECONSIDERATION DENIED**

**ISSUE/MAILING DATE:** 12/2/2014

This action is being sent further to the previously issued denial of applicant's request for remand, in which the examining attorney stated that all requirement(s) and/or refusal(s) made final in the Office action dated March 13, 2014 are maintained and continue to be final. *See* TMEP §§715.03(a)(2)(B), (a)(2)(E), 715.04(a). However, it is noted that applicant's August 29, 2014 Request for Reconsideration requested amendment to the Supplemental Register and thereby rendered moot the refusal under Trademark Act Section 2(e)(1).

Therefore, the trademark examining attorney has carefully reviewed applicant's request for remand 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). At this time, the requirement for a substitute specimen showing use of the mark in commerce with the listed services made final in the Office action dated March 13, 2014 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(s), nor does it raise a new issue or provide any new or compelling evidence with regard to the outstanding issue(s) 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).

/Laura Golden/

Examining Attorney

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