

ESTTA Tracking number: **ESTTA757045**

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

Application Serial No.	86175521
Applicant	Acceptto Corporation

Notice of Appeal

Notice is hereby given that Acceptto Corporation appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 86175521.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 009. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Communication software for providing real-time transaction authorization or physical premises using an out-of-band security as a service (SECaaS) over an intranet, internet or communication channel through any electronic device, namely, electronic smart tattoos, implanted electronics in the nature of a biometric identification apparatus, and handheld devices in the nature of mobile phones, namely, smart connected devices and traditional computing devices, namely, personal computers, notebooks, tablet computers, phones, netbooks; other portable computers, computer peripherals; personal digitalassistants or any embedded computing and communication devices, namely, electronics devices comprised primarily of software and display screens for viewing, sending and receiving texts, emails, data and information from smart phones, tablet computers and portable computers. The out-of-band SECaaS real-time transactionauthorization is provided by using contextual information, namely, digital fingerprint, biometric, and/or location to verify authority of the initiator of the transaction using the electronic device or embedded computing and communication devices
- Class 035. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Electronic signature real-time verification services provided in connection with banking and financial services
- Class 036. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Credit and cash card services; Electronic banking via a global computer network; On-line banking services; On-line banking services featuring electronic alertsthat alert credit and debit card users when a single transaction exceeds a certain amount; On-line financial planning services; On-line prepaid card services; On-line real-time currency trading; On-line trading of financial instruments, shares, options and other derivative products; On-line trading of options on the options exchange market; Online, real-time tax payment processing, tax payment management, and tax payment analysis services
- Class 038. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Communication services for providing real-time transaction authorization and/oraccess to an electronic account or physical premises using an out-of-band security as a service (SECaaS) over an internet or communication channel through transmission of voice, audio, visual images and data by telecommunications networks,wireless communication networks, the Internet, information services networks and data networks; Wireless digital messaging services; Wireless electronic transmission of data, telecommunication services, namely, transmission of voice, data,graphics and video by means of wirelesscommunication networks, the Internet, information services networks and data networks; electronic transmission for others of securities and financial information via computer linking services, namely, communicating and routing trade information involving orders, entry and execution services, to others via a global computer network
- Class 042. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Scientific and technological services, namely, research and design in the fieldof secure and private transaction usingmultifactor authentication techniques including contextual and biometrics as part of policy orchestration for secure transaction authoriza-

tion by authorized users and machines; Software as a service (SAAS) services featuring software for trust elevation and security of online transactions. Software application development services, Security as A Service (SaaS) for intranet and Internet transactions, cloud computing services; online content management services via the Internet; providing a web hosting platform for use of software for enabling, facilitating or enhancing interactive transaction history and data for business and consumers

Respectfully submitted,
/Christopher J. Horgan/
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ACCEPTTO CORPORATION
ACCEPTTO CORPORATION
PO BOX 5002630 SW 68 th Ter.
PORTLAND, OR 97208-5002
UNITED STATES
prestonianpatents@gmail.com
971-244-3600