

From: Look, Jeffrey J.

Sent: 9/22/2016 11:15:46 AM

To: TTAB EFiling

CC:

Subject: U.S. TRADEMARK APPLICATION NO. 86520138 - PHARMACANNIS - 60922/155626 - Request for Reconsideration Denied - Return to TTAB

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Count: 1

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

U.S. APPLICATION SERIAL NO. 86520138

MARK: PHARMACANNIS



CORRESPONDENT ADDRESS:

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GENERAL TRADEMARK INFORMATION:

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

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APPLICANT: PharmaCann LLC

CORRESPONDENT'S REFERENCE/DOCKET NO:

60922/155626

CORRESPONDENT E-MAIL ADDRESS:

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REQUEST FOR RECONSIDERATION DENIED

ISSUE/MAILING DATE: 9/22/2016

This Office action is in response to applicant's communication filed on August 10, 2016.

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. §2.63(b)(3); TMEP §§715.03(a)(ii)(B), 715.04(a). The following requirement(s) and/or refusal(s) made final in the Office action dated November 20, 2016 are maintained and **continue to be final: The refusal to register under Sections 1 and 45 of the Trademark Act, 15 USC Section 1051 and 1127, based on applicant not having a bona fide intent to use the mark in lawful commerce because applicant's identified services violated the federal Controlled Substances Act.** See TMEP §§715.03(a)(ii)(B), 715.04(a).

The following requirement made final in the Office action are withdrawn: **the requirement for an acceptable identification of services and payment of the required filing fee to add a second class to this application.** See TMEP §§715.03(a)(ii)(B), 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.

If applicant has already filed a timely notice of appeal with the Trademark Trial and Appeal Board, the Board will be notified to resume the appeal. See TMEP §715.04(a).

If no appeal has been filed and time remains in the six-month response period to the final Office action, applicant has the remainder of the response period to (1) comply with and/or overcome any outstanding final requirement(s) and/or refusal(s), and/or (2) file a notice of appeal to the Board. TMEP §715.03(a)(ii)(B); see 37 C.F.R. §2.63(b)(1)-(3). The filing of a request for reconsideration does not stay or extend the time for filing an appeal. 37 C.F.R. §2.63(b)(3); see TMEP §§715.03, 715.03(a)(ii)(B), (c).

/jeffreyjlook/

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