

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/592712

APPLICANT: Zoom Photo Ads, L.L.C.



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If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: ZOOM

CORRESPONDENT'S REFERENCE/DOCKET NO: 0013-003001

Please provide in all correspondence:

CORRESPONDENT EMAIL ADDRESS:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address..

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This letter is in response to the applicant's communication filed on February 2, 2007.

The trademark examining attorney has carefully reviewed the request for reconsideration and is not persuaded by applicant's arguments. No new issue has been raised and no new compelling evidence has been presented with regard to the point(s) at issue in the final action as to the services in International Class 35. TMEP §715.03(a). Therefore, the request for reconsideration is **denied and the final refusal is continued as to International Class 35 only**. 37 C.F.R. §2.64(b); TMEP §715.04. The refusal to register the mark under Section 2(d) of the Trademark Act is withdrawn as to International Class 16.

The filing of a request for reconsideration does *not* extend the time for filing a proper response to the final action, which runs from the date the final action was mailed. 37 C.F.R. §2.64(b); TMEP §§715.03 and 715.03(c).

/Asmat Khan/
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