

## Request for Reconsideration after Final Action

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	79116351
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 101
<b>MARK SECTION (no change)</b>	
<b>OWNER SECTION (current)</b>	
<b>NAME</b>	Kipp Verpachtungen e.K.
<b>STREET</b>	Heubergstr. 2
<b>COUNTRY</b>	Germany
<b>OWNER SECTION (proposed)</b>	
<b>NAME</b>	Kipp Verpachtungen e.K.
<b>STREET</b>	Heubergstr. 2
<b>COUNTRY</b>	Germany
<b>LEGAL ENTITY SECTION (current)</b>	
<b>TYPE</b>	e.k registered merchant
<b>STATE/COUNTRY WHERE LEGALLY ORGANIZED</b>	Delaware
<b>LEGAL ENTITY SECTION (proposed)</b>	
<b>TYPE</b>	e.k registered merchant
<b>STATE/COUNTRY WHERE LEGALLY ORGANIZED</b>	Germany
<b>GOODS AND/OR SERVICES SECTION (007)(current)</b>	
<b>INTERNATIONAL CLASS</b>	007
<b>DESCRIPTION</b>	
<p>Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for machine tools; other than operating elements for motorised gardening equipment, in particular garden shredders</p>	

**GOODS AND/OR SERVICES SECTION (007)(proposed)**

INTERNATIONAL CLASS

007

**TRACKED TEXT DESCRIPTION**

~~Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for machine tools; [Machine tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of machine tools](#); other than operating elements for motorised gardening equipment, in particular garden shredders~~

**FINAL DESCRIPTION**

Machine tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of machine tools

**GOODS AND/OR SERVICES SECTION (008)(current)**

INTERNATIONAL CLASS

008

**DESCRIPTION**

Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for hand tools; other than operating elements for hand-operated gardening equipment and sprayers

**GOODS AND/OR SERVICES SECTION (008)(proposed)**

INTERNATIONAL CLASS

008

**TRACKED TEXT DESCRIPTION**

~~Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for hand tools; [hand tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of hand tools](#); other than operating elements for hand-operated gardening equipment and sprayers~~

**FINAL DESCRIPTION**

hand tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of hand tools

**ADDITIONAL STATEMENTS SECTION**

MISCELLANEOUS STATEMENT

The applicant does not sell machine tools or hand tools, but rather only different types of levers, knobs, cranks, grips and handles, without limitation as to what type of machine tool or hand tool they are used on. A registered merchant is an enterprise registered in the commercial register, wherein a single natural person has personal, unlimited liability.

**SIGNATURE SECTION**

RESPONSE SIGNATURE	/klaus p stoffel/
SIGNATORY'S NAME	Klaus P. Stoffel
SIGNATORY'S POSITION	Attorney of record, New York bar member
SIGNATORY'S PHONE NUMBER	212-661-8000
DATE SIGNED	10/11/2013
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	NO
<b>FILING INFORMATION SECTION</b>	
SUBMIT DATE	Fri Oct 11 13:25:32 EDT 2013
TEAS STAMP	USPTO/RFR-64.61.9.26-2013 1011132532439185-79116351 -500e32f8037457dafb66667d 0e3bc3773e9c86713a3a1f3ec 5a479df249a3c71-N/A-N/A-2 0131011132041229615

## Request for Reconsideration after Final Action To the Commissioner for Trademarks:

Application serial no. **79116351** has been amended as follows:

### CLASSIFICATION AND LISTING OF GOODS/SERVICES

**Applicant proposes to amend the following class of goods/services in the application:**

**Current:** Class 007 for Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for machine tools; other than operating elements for motorised gardening equipment, in particular garden shredders

Original Filing Basis:

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

### Proposed:

**Tracked Text Description:** ~~Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for~~

~~machine tools; other than operating elements for motorised gardening equipment, in particular garden shredders~~  
Machine tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of machine tools;

Class 007 for Machine tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of machine tools

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**Applicant proposes to amend the following class of goods/services in the application:**

**Current:** Class 008 for Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for hand tools; other than operating elements for hand-operated gardening equipment and sprayers

Original Filing Basis:

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**Proposed:**

**Tracked Text Description:** ~~Actuators, namely, eccentric levers, clamping levers, tensioning levers, cone handles, switching handles, tensioning handles, winged handles, star handles, hand wheels, crank handles, ball knobs, turning bolt handles, quick clamps, clamping handles, arresting bolts and locking bolts for hand tools;~~ hand tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of hand tools; ~~other than operating elements for hand-operated gardening equipment and sprayers~~

Class 008 for hand tool elements, namely handles, levers and cranks for positioning, reversibly fixing and releasing, and securing parts of hand tools

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

## APPLICANT AND/OR ENTITY INFORMATION

**Applicant proposes to amend the following:**

**Current:** Kipp Verpachtungen e.K. a(n) e.k registered merchant, legally organized under the laws of Delaware, having an address of

Heubergstr. 2

,  
Germany

**Proposed:** Kipp Verpachtungen e.K., e.k registered merchant legally organized under the laws of Germany, having an address of

Heubergstr. 2

Germany

## ADDITIONAL STATEMENTS

### Miscellaneous Statement

The applicant does not sell machine tools or hand tools, but rather only different types of levers, knobs,

cranks, grips and handles, without limitation as to what type of machine tool or hand tool they are used on. A registered merchant is an enterprise registered in the commercial register, wherein a single natural person has personal, unlimited liability.

## **SIGNATURE(S)**

### **Request for Reconsideration Signature**

Signature: /klaus p stoffel/ Date: 10/11/2013

Signatory's Name: Klaus P. Stoffel

Signatory's Position: Attorney of record, New York bar member

Signatory's Phone Number: 212-661-8000

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 79116351

Internet Transmission Date: Fri Oct 11 13:25:32 EDT 2013

TEAS Stamp: USPTO/RFR-64.61.9.26-2013101113253243918

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