

## Request for Reconsideration after Final Action

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

Input Field	Entered
<b>SERIAL NUMBER</b>	79140831
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 118
<b>MARK SECTION (no change)</b>	
<b>GOODS AND/OR SERVICES SECTION (009)(current)</b>	
<b>INTERNATIONAL CLASS</b>	009
<b>DESCRIPTION</b>	
Computer operating software and business software for use in smart grid applications; computer operating and business software for use in the field of smart grid data management	
<b>GOODS AND/OR SERVICES SECTION (009)(proposed)</b>	
<b>INTERNATIONAL CLASS</b>	009
<b>TRACKED TEXT DESCRIPTION</b>	
<del>Computer operating software and business software for use in smart grid applications;</del> <a href="#">Computer operating software for use in smart grid applications and business computer software for use in smart grid applications to record and analyze smart grid data and integrate smart grid data with operational and enterprise data to improve asset management, grid operations and customer service</a> ; computer operating and business software for use in the field of smart grid data management	
<b>FINAL DESCRIPTION</b>	
Computer operating software for use in smart grid applications and business computer software for use in smart grid applications to record and analyze smart grid data and integrate smart grid data with operational and enterprise data to improve asset management, grid operations and customer service; computer operating and business software for use in the field of smart grid data management	
<b>GOODS AND/OR SERVICES SECTION (035)(current)</b>	
<b>INTERNATIONAL CLASS</b>	035
<b>DESCRIPTION</b>	
Business optimization services, namely, business administration and management as well as systems integration for smart grid applications; business consulting services provided with respect to smart grid applications; strategic consulting services in the field of conservation and usage efficiency of smart grid technologies	
<b>GOODS AND/OR SERVICES SECTION (035)(proposed)</b>	

<b>INTERNATIONAL CLASS</b>	035
<b>TRACKED TEXT DESCRIPTION</b>	
<p><del>Business optimization services, namely, business administration and management as well as systems integration for smart grid applications;</del> <u>Business optimization services, namely, business administration and management as well as commercial assistance relating to systems integration for smart grid applications;</u> business consulting services provided with respect to smart grid applications; <del>strategie consulting services in the field of conservation and usage efficiency of smart grid technologies;</del> <u>strategic consulting regarding development and production of marketing campaigns for others in the field of conservation and usage efficiency of smart grid technologies</u></p>	
<b>FINAL DESCRIPTION</b>	
<p>Business optimization services, namely, business administration and management as well as commercial assistance relating to systems integration for smart grid applications; business consulting services provided with respect to smart grid applications; strategic consulting regarding development and production of marketing campaigns for others in the field of conservation and usage efficiency of smart grid technologies</p>	
<b>GOODS AND/OR SERVICES SECTION (042)(current)</b>	
<b>INTERNATIONAL CLASS</b>	042
<b>DESCRIPTION</b>	
<p>Systems integration services in the nature of designing, developing, implementing, and maintaining smart grid computer software applications; computer software consulting and computer systems analysis regarding smart grid applications; technical consulting services in the field of conservation and usage efficiency of smart grid technologies; cloud computing services, namely, providing a cloud-based operating and business software platform in the field of smart grid data management; cloud computing services, namely, providing a cloud-based software platform that allows utilities to remotely manage and monitor networks and infrastructure</p>	
<b>GOODS AND/OR SERVICES SECTION (042)(proposed)</b>	
<b>INTERNATIONAL CLASS</b>	042
<b>TRACKED TEXT DESCRIPTION</b>	
<p>Systems integration services in the nature of designing, developing, implementing, and maintaining smart grid computer software applications; computer software consulting and computer systems analysis regarding smart grid applications; <del>technical consulting services in the field of conservation and usage efficiency of smart grid technologies;</del> <u>technical consulting services, namely, troubleshooting of computer software problems in the field of conservation and usage efficiency of smart grid technologies;</u> <del>cloud computing services, namely, providing a cloud-based operating and business software platform in the field of smart grid data management;</del> <u>cloud computing services, namely, providing a cloud-based operating and business computer operating software platform in the field of smart grid data management;</u> cloud computing services, namely, providing a cloud-based software platform that allows utilities to remotely manage and monitor networks and infrastructure</p>	
<b>FINAL DESCRIPTION</b>	
<p>Systems integration services in the nature of designing, developing, implementing, and maintaining</p>	

smart grid computer software applications; computer software consulting and computer systems analysis regarding smart grid applications; technical consulting services, namely, troubleshooting of computer software problems in the field of conservation and usage efficiency of smart grid technologies; cloud computing services, namely, providing a cloud-based operating and business computer operating software platform in the field of smart grid data management; cloud computing services, namely, providing a cloud-based software platform that allows utilities to remotely manage and monitor networks and infrastructure

#### SIGNATURE SECTION

RESPONSE SIGNATURE	/mam/
SIGNATORY'S NAME	Marie Anne Mastrovito
SIGNATORY'S POSITION	Attorney for Applicant
SIGNATORY'S PHONE NUMBER	212 949 9022
DATE SIGNED	03/26/2015
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	YES

#### FILING INFORMATION SECTION

SUBMIT DATE	Thu Mar 26 17:46:12 EDT 2015
TEAS STAMP	USPTO/RFR-216.75.92.26-20 150326174612813651-791408 31-530f35258e8b0e657b821f 382fbd1899691a2ff27dbf061 dbfe52ec3448123e-N/A-N/A- 20150326173650837970

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

Application serial no. **79140831** 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 009 for Computer operating software and business software for use in smart grid applications; computer operating and business software for use in the field of smart grid data management  
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:** ~~Computer operating software and business software for use in smart grid applications;~~ Computer operating software for use in smart grid applications and business computer software for use in smart grid applications to record and analyze smart grid data and integrate smart grid data with operational and enterprise data to improve asset management, grid operations and customer service; computer operating and business software for use in the field of smart grid data management

Class 009 for Computer operating software for use in smart grid applications and business computer software for use in smart grid applications to record and analyze smart grid data and integrate smart grid data with operational and enterprise data to improve asset management, grid operations and customer service; computer operating and business software for use in the field of smart grid data management

**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 035 for Business optimization services, namely, business administration and management as well as systems integration for smart grid applications; business consulting services provided with respect to smart grid applications; strategic consulting services in the field of conservation and usage efficiency of smart grid technologies

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:** ~~Business optimization services, namely, business administration and management as well as systems integration for smart grid applications;~~ Business optimization services, namely, business administration and management as well as commercial assistance relating to systems integration for smart grid applications; business consulting services provided with respect to smart grid applications; ~~strategic consulting services in the field of conservation and usage efficiency of smart grid technologies;~~ strategic consulting regarding development and production of marketing campaigns for others in the field of conservation and usage efficiency of smart grid technologies

Class 035 for Business optimization services, namely, business administration and management as well as commercial assistance relating to systems integration for smart grid applications; business consulting services provided with respect to smart grid applications; strategic consulting regarding development and production of marketing campaigns for others in the field of conservation and usage efficiency of smart grid technologies

**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 042 for Systems integration services in the nature of designing, developing, implementing, and maintaining smart grid computer software applications; computer software consulting and computer systems analysis regarding smart grid applications; technical consulting services in the field of conservation and usage efficiency of smart grid technologies; cloud computing services, namely, providing a cloud-based operating and business software platform in the field of smart grid data

management; cloud computing services, namely, providing a cloud-based software platform that allows utilities to remotely manage and monitor networks and infrastructure

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:** Systems integration services in the nature of designing, developing, implementing, and maintaining smart grid computer software applications; computer software consulting and computer systems analysis regarding smart grid applications; ~~technical consulting services in the field of conservation and usage efficiency of smart grid technologies;~~ technical consulting services, namely, troubleshooting of computer software problems in the field of conservation and usage efficiency of smart grid technologies; ~~cloud computing services, namely, providing a cloud-based operating and business software platform in the field of smart grid data management;~~ cloud computing services, namely, providing a cloud-based operating and business computer operating software platform in the field of smart grid data management; cloud computing services, namely, providing a cloud-based software platform that allows utilities to remotely manage and monitor networks and infrastructure

Class 042 for Systems integration services in the nature of designing, developing, implementing, and maintaining smart grid computer software applications; computer software consulting and computer systems analysis regarding smart grid applications; technical consulting services, namely, troubleshooting of computer software problems in the field of conservation and usage efficiency of smart grid technologies; cloud computing services, namely, providing a cloud-based operating and business computer operating software platform in the field of smart grid data management; cloud computing services, namely, providing a cloud-based software platform that allows utilities to remotely manage and monitor networks and infrastructure

**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.

**SIGNATURE(S)**

**Request for Reconsideration Signature**

Signature: /mam/ Date: 03/26/2015

Signatory's Name: Marie Anne Mastrovito

Signatory's Position: Attorney for Applicant

Signatory's Phone Number: 212 949 9022

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 filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 79140831

Internet Transmission Date: Thu Mar 26 17:46:12 EDT 2015

TEAS Stamp: USPTO/RFR-216.75.92.26-20150326174612813

651-79140831-530f35258e8b0e657b821f382fb

d1899691a2ff27dbf061dbfe52ec3448123e-N/A

-N/A-20150326173650837970