

From: Martin, Jennifer

Sent: 4/20/2015 8:25:44 PM

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CC:

Subject: U.S. TRADEMARK APPLICATION NO. 85768683 - ECOBLEND - 64066 - SU - Request for
Reconsideration Denied - Return to TTAB

Attachment Information:

Count: 1

Files: 85768683.doc

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

U.S. APPLICATION SERIAL NO. 85768683

MARK: ECOBLEND



CORRESPONDENT ADDRESS:

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GENERAL TRADEMARK INFORMATION:

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

[VIEW YOUR APPLICATION FILE](#)

APPLICANT: Mikron Industries, Inc

CORRESPONDENT'S REFERENCE/DOCKET NO:

64066

CORRESPONDENT E-MAIL ADDRESS:

stepn@foster.com

REQUEST FOR RECONSIDERATION DENIED

ISSUE/MAILING DATE: 4/20/2015

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 September 29, 2014 are maintained and continue to be final: the requirement for an acceptable

specimen of use which shows the mark used on the goods identified in the 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.

The applicant referenced a link to a YouTube video which the applicant stated was shown as a Tradeshow featuring the trademark in conjunction with a demonstration of the Applicant's product. The applicant did not however provide the video or make any substitute specimen of record. Accordingly, the request for reconsideration is denied as the applicant did not submit a substitute specimen.

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).

/Jennifer M. Martin/

Examining Attorney

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