

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	85820602
LAW OFFICE ASSIGNED	LAW OFFICE 102
MARK SECTION (no change)	
GOODS AND/OR SERVICES SECTION (009)(current)	
INTERNATIONAL CLASS	009
DESCRIPTION	
<p>Computer software for computer, tablet and mobile devices to assist clinical professionals and other persons in the clinical and healthcare industry; electronic publications, namely, books, EPUBs, magazines, newsletters; user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, in the nature of clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer databases, namely, electronic database in the field of clinical and healthcare information and practices and the management of clinical and healthcare information and practices, recorded on computer, tablet or mobile media; databases, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer database management software for the clinical and healthcare industry; computer database servers; computer network servers; downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; computer programmes and computer software for providing online databases in the field of the clinical and healthcare industry for the collection of data and data management; downloadable software to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; computer software for use as an application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application software and computer software for allowing data retrieval, upload, download, access and management; computer software for application and database integration; downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; computer software for provision and display of data from local and global computer networks and for receiving, exchange and display of messages, images or data; computer software for the creation of data, storage of data and manipulation of data; computer software enabling parties to store and organize data</p>	
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 08/00/2011

FIRST USE IN COMMERCE DATE	At least as early as 08/00/2011
FILING BASIS	Section 44(d)
FOREIGN APPLICATION NUMBER	2628769
FOREIGN APPLICATION COUNTRY	United Kingdom
FOREIGN FILING DATE	07/13/2012
FILING BASIS	Section 44(e)
FOREIGN REGISTRATION NUMBER	2628769
FOREIGN REGISTRATION COUNTRY	United Kingdom
FOREIGN REGISTRATION DATE	11/09/2012
FOREIGN EXPIRATION DATE	07/13/2022
GOODS AND/OR SERVICES SECTION (009)(proposed)	
INTERNATIONAL CLASS	009
TRACKED TEXT DESCRIPTION	
<p>Computer software for computer, tablet and mobile devices to assist clinical professionals and other persons in the clinical and healthcare industry; <u>Computer software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information;</u> electronic publications, namely, books, EPUBs, magazines, newsletters; <u>electronic publications, namely, books, EPUBs, magazines, newsletters, user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, featuring information on clinical and healthcare information and practices and the management of clinical and healthcare information and practices;</u> user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, in the nature of clinical and healthcare information and practices and the management of clinical and healthcare information and practices; <u>computer databases, namely, electronic database in the field of clinical and healthcare information and practices and the management of clinical and healthcare information and practices, recorded on computer, tablet or mobile media;</u> <u>databases downloadable or recorded on computer media, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices;</u> databases, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; <u>computer database management software for the clinical and healthcare industry; computer database servers; computer network servers;</u> <u>downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information;</u> downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; <u>computer programmes and computer software for providing online databases in the field of the clinical and healthcare industry for the collection of data and data management;</u> <u>downloadable software to assist</u></p>	

clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~downloadable software to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry;~~ computer software for use as an application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application software and computer software for allowing data retrieval, upload, download, access and management; computer software for application and database integration; downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry;~~ computer software for provision and display of data from local and global computer networks and for receiving, exchange and display of messages, images or data; computer software for the creation of data, storage of data and manipulation of data; computer software enabling parties to store and organize data

FINAL DESCRIPTION

Computer software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; electronic publications, namely, books, EPUBs, magazines, newsletters, user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, featuring information on clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer databases, namely, electronic database in the field of clinical and healthcare information and practices and the management of clinical and healthcare information and practices, recorded on computer, tablet or mobile media; databases downloadable or recorded on computer media, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer database management software for the clinical and healthcare industry; computer database servers; computer network servers; downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; computer programmes and computer software for providing online databases in the field of the clinical and healthcare industry for the collection of data and data management; downloadable software to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; computer software for use as an application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application software and computer software for allowing data retrieval, upload, download, access and management; computer software for application and database integration; downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; computer software for provision and display of data from local and global computer networks and for receiving, exchange and display of messages, images or data; computer software for

the creation of data, storage of data and manipulation of data; computer software enabling parties to store and organize data

FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 08/00/2011
FIRST USE IN COMMERCE DATE	At least as early as 08/00/2011
FILING BASIS	Section 44(d)
FOREIGN APPLICATION NUMBER	2628769
FOREIGN APPLICATION COUNTRY	United Kingdom
FOREIGN FILING DATE	07/13/2012
FILING BASIS	Section 44(e)
FOREIGN REGISTRATION NUMBER	2628769
FOREIGN REGISTRATION COUNTRY	United Kingdom
FOREIGN REGISTRATION DATE	11/09/2012
FOREIGN EXPIRATION DATE	07/13/2022

GOODS AND/OR SERVICES SECTION (035)(current)

INTERNATIONAL CLASS	035
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DESCRIPTION

Advertising services; compilation and management of on-line computer databases and on-line searchable databases; publication of advertising texts and dissemination of advertisements; rental of advertising space; creating indexes of information, sites, and other resources available on computer networks in the field of the clinical, healthcare and clinical and healthcare managerial industries; compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical information and practices; storage, retrieval and provision of computerized clinical and healthcare or clinical and healthcare managerial information data; compilation and systemization of information into computer databases; computerized database management services; database management; collection and systemization of information for databases; providing an online database of business information; storage, retrieval and provision of telecommunications concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; advisory, information and consultancy services in relation to services provided on computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry

FILING BASIS	Section 1(b)
FILING BASIS	Section 44(d)
FILING BASIS	Section 44(e)

GOODS AND/OR SERVICES SECTION (035)(proposed)

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INTERNATIONAL CLASS	035
TRACKED TEXT DESCRIPTION	
<p>Advertising services; compilation and management of on-line computer databases and on-line searchable databases; publication of advertising texts and dissemination of advertisements; rental of advertising space; creating indexes of information, sites, and other resources available on computer networks in the field of the clinical, healthcare and clinical and healthcare managerial industries; compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical information and practices; <u>compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices</u>; storage, retrieval and provision of computerized clinical and healthcare or clinical and healthcare managerial information data; compilation and systemization of information into computer databases; computerized database management services; database management; collection and systemization of information for databases; providing an online database of business information; <u>management of patient, clinical and healthcare information and practices provided via telecommunication</u>; storage, retrieval and provision of telecommunications concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; <u>advisory, information and consultancy services in relation to clinical and healthcare services provided via computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry</u>; advisory, information and consultancy services in relation to services provided on computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry</p>	
FINAL DESCRIPTION	
<p>Advertising services; compilation and management of on-line computer databases and on-line searchable databases; publication of advertising texts and dissemination of advertisements; rental of advertising space; creating indexes of information, sites, and other resources available on computer networks in the field of the clinical, healthcare and clinical and healthcare managerial industries; compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; compilation and systemization of information into computer databases; computerized database management services; database management; collection and systemization of information for databases; providing an online database of business information; management of patient, clinical and healthcare information and practices provided via telecommunication; advisory, information and consultancy services in relation to clinical and healthcare services provided via computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry</p>	
FILING BASIS	Section 1(b)
FILING BASIS	Section 44(d)
FILING BASIS	Section 44(e)
GOODS AND/OR SERVICES SECTION (038)(current)	
INTERNATIONAL CLASS	038
DESCRIPTION	
<p>Providing access to computer and online databases; electronic transmission of data, messages and information; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices;</p>	

providing access to computer databases; electronic transmission of bill payment data for users of computer and communication networks; rental of access time to a computer database by the means of the Internet, cable networks or other means of data; providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices a computer database; provision of telecommunication access to computer databases; communication of information, computer programs, computer software and other data concerning clinical information and practices and the management of clinical information and practices; electronic transmission of data and documents over computer terminals and instant messaging services; providing access to area networks and a global computer information network; transmission of audio, video, photographic images, text, graphics and data

FILING BASIS	Section 1(b)
FILING BASIS	Section 44(d)
FILING BASIS	Section 44(e)

GOODS AND/OR SERVICES SECTION (038)(proposed)

INTERNATIONAL CLASS	038
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TRACKED TEXT DESCRIPTION

Providing access to computer and online databases; electronic transmission of data, messages and information; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices; providing access to computer databases; ~~electronic transmission of bill payment data for users of computer and communication networks~~; rental of access time to a computer database by the means of the Internet, cable networks or other means of data; providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices via a computer database; ~~providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices a computer database~~; provision of telecommunication access to computer databases; communication services, namely, providing electronic communication and transmission of information, computer programs, computer software and other data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; ~~communication of information, computer programs, computer software and other data concerning clinical information and practices and the management of clinical information and practices~~; electronic transmission of data and documents over computer terminals and instant messaging services; providing access to local area networks and a global computer information network; ~~providing access to area networks and a global computer information network~~; transmission of audio, video, photographic images, text, graphics and data

FINAL DESCRIPTION

Providing access to computer and online databases; electronic transmission of data, messages and information; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices; providing access to computer databases; rental of access time to a computer database by the means of the Internet, cable networks or other means of data; providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices via a computer database; provision of telecommunication access to computer databases; communication services, namely, providing electronic communication

and transmission of information, computer programs, computer software and other data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; electronic transmission of data and documents over computer terminals and instant messaging services; providing access to local area networks and a global computer information network; transmission of audio, video, photographic images, text, graphics and data

FILING BASIS Section 1(b)

FILING BASIS Section 44(d)

FILING BASIS Section 44(e)

GOODS AND/OR SERVICES SECTION (042)(current)

INTERNATIONAL CLASS 042

DESCRIPTION

Design and development of computer software; designing, maintaining, updating and hosting a website; application service provider (ASP), namely, providing and hosting computer, tablet and mobile based services over a network; hosting electronic facilities for others for organizing, storing and reviewing information; application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices; providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; providing technical information regarding computer software such as information as to the design of the software, or how to install, maintain, update, use or rent the software; application providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; hosting of digital content online; ASP services, namely, hosting computer software applications of others; hosting digital multimedia content for others; hosting websites on the internet; providing temporary use of on-line nondownloadable software enabling the retrieval and collection of data from a database; providing temporary use of online, non-downloadable, software to manage, track, analyze, collect and report on data; design, installation, maintenance and updating of computer software; rental of a database server to third parties; rental of web servers; development of computer software application solutions; computer software development in the field of computer, tablet and mobile applications; rental of application software

FILING BASIS Section 1(b)

FILING BASIS Section 44(d)

FILING BASIS Section 44(e)

GOODS AND/OR SERVICES SECTION (042)(proposed)

INTERNATIONAL CLASS 042

TRACKED TEXT DESCRIPTION

Design and development of computer software; designing, maintaining, updating and hosting a website; ~~application service provider (ASP), namely, providing and hosting computer, tablet and mobile based services over a network;~~ application service provider (ASP), namely, providing and hosting computer, tablet and mobile based clinical and healthcare services over a network; hosting electronic facilities for

others for organizing, storing and reviewing information; application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; ~~providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices~~; providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry~~; providing technical information regarding computer software such as information as to the design of the software, or how to install, maintain, update, use or rent the software; application providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry, by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~application providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry~~; hosting of digital content online; ASP services, namely, hosting computer software applications of others; hosting digital multimedia content for others; hosting websites on the internet; providing temporary use of on-line non-downloadable software enabling the retrieval and collection of data from a database; ~~providing temporary use of on-line nondownloadable software enabling the retrieval and collection of data from a database~~; providing temporary use of online, non-downloadable, software to manage, track, analyze, collect and report on data; design, installation, maintenance and updating of computer software; rental of a database server to third parties; rental of web servers; development of computer software application solutions; computer software development in the field of computer, tablet and mobile applications; rental of application software

FINAL DESCRIPTION

Design and development of computer software; designing, maintaining, updating and hosting a website; application service provider (ASP), namely, providing and hosting computer, tablet and mobile based clinical and healthcare services over a network; hosting electronic facilities for others for organizing, storing and reviewing information; application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; providing technical information regarding computer software such as information as to the design of the software, or how to install, maintain, update, use or rent the software; application providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry, by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; hosting of digital content online; ASP services, namely, hosting computer software applications of others; hosting digital multimedia content for others; hosting websites on the internet; providing temporary use of on-line non-downloadable software enabling the retrieval and collection of data from a database; providing temporary use of online, non-downloadable, software to manage, track, analyze, collect and report on data; design, installation, maintenance and updating of computer software; rental of a database server to third parties; rental of web servers; development of computer software application solutions; computer software development in the field of computer, tablet and mobile applications; rental of application software

FILING BASIS	Section 1(b)
FILING BASIS	Section 44(d)
FILING BASIS	Section 44(e)
SIGNATURE SECTION	
RESPONSE SIGNATURE	/Alexa L. Lewis/
SIGNATORY'S NAME	Alexa L. Lewis
SIGNATORY'S POSITION	Attorney of record, California bar member
SIGNATORY'S PHONE NUMBER	310-312-2000
DATE SIGNED	05/05/2014
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Mon May 05 15:38:39 EDT 2014
TEAS STAMP	USPTO/RFR-207.8.111.195-2 0140505153839871105-85820 602-5004f35416522a4729c52 f3d96feed341893fb1eed75e9 6c32fe6c2bac6aa397df-N/A- N/A-20140505153158737929

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

Application serial no. **85820602** 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 software for computer, tablet and mobile devices to assist clinical professionals and other persons in the clinical and healthcare industry; electronic publications, namely, books, EPUBs, magazines, newsletters; user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, in the nature of clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer databases, namely, electronic database in the field of clinical and healthcare information and practices and the management of clinical and healthcare

information and practices, recorded on computer, tablet or mobile media; databases, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer database management software for the clinical and healthcare industry; computer database servers; computer network servers; downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; computer programmes and computer software for providing online databases in the field of the clinical and healthcare industry for the collection of data and data management; downloadable software to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; computer software for use as an application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application software and computer software for allowing data retrieval, upload, download, access and management; computer software for application and database integration; downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; computer software for provision and display of data from local and global computer networks and for receiving, exchange and display of messages, images or data; computer software for the creation of data, storage of data and manipulation of data; computer software enabling parties to store and organize data

Original Filing Basis:

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 08/00/2011 and first used in commerce at least as early as 08/00/2011, and is now in use in such commerce.

Filing Basis: Section 44(d), Priority based on foreign filing: Applicant has had a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and asserts a claim of priority based on [United Kingdom application number 2628769 filed 07/13/2012]. 15 U.S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and submits a copy of [United Kingdom registration number 2628769 registered 11/09/2012 with a renewal date of _____ and an expiration date of 07/13/2022], and translation thereof, if appropriate. 15 U.S.C. Section 1126(e), as amended.

Proposed:

Tracked Text Description: ~~Computer software for computer, tablet and mobile devices to assist clinical professionals and other persons in the clinical and healthcare industry;~~ Computer software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~electronic publications, namely, books, EPUBs, magazines, newsletters;~~ electronic publications, namely, books, EPUBs, magazines, newsletters, user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, featuring information on clinical and healthcare information and practices and the management of clinical and healthcare information and practices; ~~user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, in the nature of clinical and healthcare information and practices and the management of clinical and healthcare information and~~

~~practices~~; computer databases, namely, electronic database in the field of clinical and healthcare information and practices and the management of clinical and healthcare information and practices, recorded on computer, tablet or mobile media; databases downloadable or recorded on computer media, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; ~~databases, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices~~; computer database management software for the clinical and healthcare industry; computer database servers; computer network servers; downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry~~; computer programmes and computer software for providing online databases in the field of the clinical and healthcare industry for the collection of data and data management; downloadable software to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~downloadable software to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry~~; computer software for use as an application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application software and computer software for allowing data retrieval, upload, download, access and management; computer software for application and database integration; downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry~~; computer software for provision and display of data from local and global computer networks and for receiving, exchange and display of messages, images or data; computer software for the creation of data, storage of data and manipulation of data; computer software enabling parties to store and organize data

Class 009 for Computer software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; electronic publications, namely, books, EPUBs, magazines, newsletters, user manuals, manuals, notebooks, reports, notes, spreadsheets, records, photos and diaries, recorded or downloadable from the Internet, computers, tablets or mobile devices, featuring information on clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer databases, namely, electronic database in the field of clinical and healthcare information and practices and the management of clinical and healthcare information and practices, recorded on computer, tablet or mobile media; databases downloadable or recorded on computer media, namely, collection of data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; computer database management software for the clinical and healthcare industry; computer database servers; computer network servers; downloadable computer programmes to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; computer programmes and computer software for providing online databases in the field of the clinical and healthcare industry for the collection of data and data management; downloadable

software to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; computer software for use as an application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application programming interface (API) to allow interaction of all clinical and healthcare information and managerial systems in clinical and healthcare practices; application software and computer software for allowing data retrieval, upload, download, access and management; computer software for application and database integration; downloadable application software for computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; computer software for provision and display of data from local and global computer networks and for receiving, exchange and display of messages, images or data; computer software for the creation of data, storage of data and manipulation of data; computer software enabling parties to store and organize data

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 08/00/2011 and first used in commerce at least as early as 08/00/2011, and is now in use in such commerce.

Filing Basis: Section 44(d), Priority based on foreign filing: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and asserts a claim of priority based on [United Kingdom application number 2628769 filed 07/13/2012]. 15 U.S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and will submit a copy of [United Kingdom registration number 2628769 registered 11/09/2012 with a renewal date of _____ and an expiration date of 07/13/2022], and translation thereof, if appropriate, before the application may proceed to registration. 15 U.S.C. Section 1126(e), as amended.

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

Current: Class 035 for Advertising services; compilation and management of on-line computer databases and on-line searchable databases; publication of advertising texts and dissemination of advertisements; rental of advertising space; creating indexes of information, sites, and other resources available on computer networks in the field of the clinical, healthcare and clinical and healthcare managerial industries; compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical information and practices; storage, retrieval and provision of computerized clinical and healthcare or clinical and healthcare managerial information data; compilation and systemization of information into computer databases; computerized database management services; database management; collection and systemization of information for databases; providing an online database of business information; storage, retrieval and provision of telecommunications concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; advisory, information and consultancy services in relation to services provided on computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Based on Foreign Application: Applicant has had a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and will submit a copy of a foreign registration, and translation thereof, if appropriate. 15 U. S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and submits a copy of [_____ registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate. 15 U.S.C. Section 1126(e), as amended.

Proposed:

Tracked Text Description: Advertising services; compilation and management of on-line computer databases and on-line searchable databases; publication of advertising texts and dissemination of advertisements; rental of advertising space; creating indexes of information, sites, and other resources available on computer networks in the field of the clinical, healthcare and clinical and healthcare managerial industries; ~~compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical information and practices;~~ compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; ~~storage, retrieval and provision of computerized clinical and healthcare or clinical and healthcare managerial information data;~~ compilation and systemization of information into computer databases; computerized database management services; database management; collection and systemization of information for databases; providing an online database of business information; management of patient, clinical and healthcare information and practices provided via telecommunication; ~~storage, retrieval and provision of telecommunications concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices;~~ advisory, information and consultancy services in relation to clinical and healthcare services provided via computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; ~~advisory, information and consultancy services in relation to services provided on computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry~~

Class 035 for Advertising services; compilation and management of on-line computer databases and on-line searchable databases; publication of advertising texts and dissemination of advertisements; rental of advertising space; creating indexes of information, sites, and other resources available on computer networks in the field of the clinical, healthcare and clinical and healthcare managerial industries; compilation and management of computer databases concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; compilation and systemization of information into computer databases; computerized database management services; database management; collection and systemization of information for databases; providing an online database of business information; management of patient, clinical and healthcare information and practices provided via telecommunication; advisory, information and consultancy services in relation to clinical and healthcare services provided via computer, tablet and mobile devices to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Based on Foreign Application: Applicant has a bona fide intention to use the mark in commerce on or in

connection with the identified goods and/or services, and will submit a copy of a foreign registration, and translation thereof, if appropriate. 15 U. S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and will submit a copy of [_____ registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate, before the application may proceed to registration. 15 U.S.C. Section 1126(e), as amended.

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

Current: Class 038 for Providing access to computer and online databases; electronic transmission of data, messages and information; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices; providing access to computer databases; electronic transmission of bill payment data for users of computer and communication networks; rental of access time to a computer database by the means of the Internet, cable networks or other means of data; providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices a computer database; provision of telecommunication access to computer databases; communication of information, computer programs, computer software and other data concerning clinical information and practices and the management of clinical information and practices; electronic transmission of data and documents over computer terminals and instant messaging services; providing access to area networks and a global computer information network; transmission of audio, video, photographic images, text, graphics and data

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Based on Foreign Application: Applicant has had a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and will submit a copy of a foreign registration, and translation thereof, if appropriate. 15 U. S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and submits a copy of [_____ registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate. 15 U.S.C. Section 1126(e), as amended.

Proposed:

Tracked Text Description: Providing access to computer and online databases; electronic transmission of data, messages and information; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices; providing access to computer databases; ~~electronic transmission of bill payment data for users of computer and communication networks~~; rental of access time to a computer database by the means of the Internet, cable networks or other means of data; providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices via a computer database; ~~providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices a computer database~~; provision of telecommunication

access to computer databases; communication services, namely, providing electronic communication and transmission of information, computer programs, computer software and other data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; ~~communication of information, computer programs, computer software and other data concerning clinical information and practices and the management of clinical information and practices~~; electronic transmission of data and documents over computer terminals and instant messaging services; providing access to local area networks and a global computer information network; ~~providing access to area networks and a global computer information network~~; transmission of audio, video, photographic images, text, graphics and data

Class 038 for Providing access to computer and online databases; electronic transmission of data, messages and information; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices; providing access to computer databases; rental of access time to a computer database by the means of the Internet, cable networks or other means of data; providing and arranging access to a computer database concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices via a computer database; provision of telecommunication access to computer databases; communication services, namely, providing electronic communication and transmission of information, computer programs, computer software and other data concerning clinical and healthcare information and practices and the management of clinical and healthcare information and practices; electronic transmission of data and documents over computer terminals and instant messaging services; providing access to local area networks and a global computer information network; transmission of audio, video, photographic images, text, graphics and data

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Based on Foreign Application: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and will submit a copy of a foreign registration, and translation thereof, if appropriate. 15 U. S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and will submit a copy of [_____ registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate, before the application may proceed to registration. 15 U.S.C. Section 1126(e), as amended.

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

Current: Class 042 for Design and development of computer software; designing, maintaining, updating and hosting a website; application service provider (ASP), namely, providing and hosting computer, tablet and mobile based services over a network; hosting electronic facilities for others for organizing, storing and reviewing information; application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices; providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; providing technical information regarding computer software such as information as to the design of the software, or how to install, maintain, update, use or rent the software; application

providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry; hosting of digital content online; ASP services, namely, hosting computer software applications of others; hosting digital multimedia content for others; hosting websites on the internet; providing temporary use of on-line nondownloadable software enabling the retrieval and collection of data from a database; providing temporary use of online, non-downloadable, software to manage, track, analyze, collect and report on data; design, installation, maintenance and updating of computer software; rental of a database server to third parties; rental of web servers; development of computer software application solutions; computer software development in the field of computer, tablet and mobile applications; rental of application software

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Based on Foreign Application: Applicant has had a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and will submit a copy of a foreign registration, and translation thereof, if appropriate. 15 U. S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and submits a copy of [_____ registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate. 15 U.S.C. Section 1126(e), as amended.

Proposed:

Tracked Text Description: Design and development of computer software; designing, maintaining, updating and hosting a website; ~~application service provider (ASP), namely, providing and hosting computer, tablet and mobile based services over a network;~~ application service provider (ASP), namely, providing and hosting computer, tablet and mobile based clinical and healthcare services over a network; hosting electronic facilities for others for organizing, storing and reviewing information; application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; ~~providing an online network service that enables users to transfer data to and share data in relation to clinical and healthcare practices and management of clinical and healthcare practices;~~ providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry;~~ providing technical information regarding computer software such as information as to the design of the software, or how to install, maintain, update, use or rent the software; application providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry, by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; ~~application providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry;~~ hosting of digital content online; ASP services, namely, hosting computer software applications of others; hosting digital multimedia content for others; hosting websites on the internet; providing temporary use of on-line non-downloadable software enabling the retrieval and collection of data from a database; ~~providing temporary use of on-line nondownloadable software enabling the retrieval and collection of data from a~~

database; providing temporary use of online, non-downloadable, software to manage, track, analyze, collect and report on data; design, installation, maintenance and updating of computer software; rental of a database server to third parties; rental of web servers; development of computer software application solutions; computer software development in the field of computer, tablet and mobile applications; rental of application software

Class 042 for Design and development of computer software; designing, maintaining, updating and hosting a website; application service provider (ASP), namely, providing and hosting computer, tablet and mobile based clinical and healthcare services over a network; hosting electronic facilities for others for organizing, storing and reviewing information; application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; providing temporary use of non-downloadable software applications to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; providing technical information regarding computer software such as information as to the design of the software, or how to install, maintain, update, use or rent the software; application providing online non-downloadable software tools to assist clinical and healthcare professionals and other persons in the clinical and healthcare industry, by performing organization, retrieval, storage, processing, managing, and forwarding of clinical and healthcare information; hosting of digital content online; ASP services, namely, hosting computer software applications of others; hosting digital multimedia content for others; hosting websites on the internet; providing temporary use of on-line non-downloadable software enabling the retrieval and collection of data from a database; providing temporary use of online, non-downloadable, software to manage, track, analyze, collect and report on data; design, installation, maintenance and updating of computer software; rental of a database server to third parties; rental of web servers; development of computer software application solutions; computer software development in the field of computer, tablet and mobile applications; rental of application software

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Based on Foreign Application: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and will submit a copy of a foreign registration, and translation thereof, if appropriate. 15 U. S.C. Section 1126(d), as amended.

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and will submit a copy of [_____ registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate, before the application may proceed to registration. 15 U.S.C. Section 1126(e), as amended.

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Alexa L. Lewis/ Date: 05/05/2014

Signatory's Name: Alexa L. Lewis

Signatory's Position: Attorney of record, California bar member

Signatory's Phone Number: 310-312-2000

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.

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