

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	87360022
LAW OFFICE ASSIGNED	LAW OFFICE 108
MARK SECTION	
MARK FILE NAME	https://tmng-al.uspto.gov/resting2/api/img/87360022/large
LITERAL ELEMENT	AERIS
STANDARD CHARACTERS	NO
USPTO-GENERATED IMAGE	NO
GOODS AND/OR SERVICES SECTION (current)	
INTERNATIONAL CLASS	042
DESCRIPTION	
Computer services, namely, providing data collection and analysis services for the internet of things and providing applications for the internet of things; Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of equipment	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (proposed)	
INTERNATIONAL CLASS	042
TRACKED TEXT DESCRIPTION	
Computer services, namely, providing data collection and analysis services for the internet of things and providing applications for the internet of things; Computer services, namely, providing data collection and analysis services for the internet of things and providing applications that allow third parties to track and monitor devices connected to the internet of things and that allow third parties to collect, transmit and analyze data for the internet of things; Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of equipment; Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of data gathering, tracking and transmission equipment	
FINAL DESCRIPTION	
Computer services, namely, providing data collection and analysis services for the internet of things and providing applications that allow third parties to track and monitor devices connected to the internet of things and that allow third parties to collect, transmit and analyze data for the internet of things; Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of data gathering, tracking and transmission equipment	
FILING BASIS	Section 1(b)
SIGNATURE SECTION	
RESPONSE SIGNATURE	/David Moore/
SIGNATORY'S NAME	David Moore

SIGNATORY'S POSITION	Attorney of Record (MD bar member)
SIGNATORY'S PHONE NUMBER	7036841470
DATE SIGNED	06/20/2018
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	NO
FILING INFORMATION SECTION	
SUBMIT DATE	Wed Jun 20 11:35:13 EDT 2018
TEAS STAMP	USPTO/RFR-XX.XX.XXX.XXX-2 0180620113513709607-87360 022-610cb9dc89e2fd9da28f2 1d95637ec3e7ff861b1319e1c 52b6bfed867924ae5822e-N/A -N/A-20180620112214133280

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PTO Form 1960 (Rev 10/2011)
OMB No. 0651-0050 (Exp 09/20/2020)

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To the Commissioner for Trademarks:

Application serial no. **87360022** AERIS (Stylized and/or with Design, see <https://tmng-al.uspto.gov/resting2/api/img/87360022/large>) 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 042 for Computer services, namely, providing data collection and analysis services for the internet of things and providing applications for the internet of things; Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of equipment

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. **For a collective trademark, collective service mark, or collective membership mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. **For a certification mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Proposed:

Tracked Text Description: ~~Computer services, namely, providing data collection and analysis services for the internet of things and providing applications for the internet of things;~~ Computer services, namely, providing data collection and analysis services for the internet of things and providing applications that allow third parties to track and monitor devices connected to the internet of things and that allow third parties to collect, transmit and analyze data for the internet of things; ~~Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of equipment;~~ Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of data gathering, tracking and transmission equipment

Class 042 for Computer services, namely, providing data collection and analysis services for the internet of things and providing applications that allow third parties to track and monitor devices connected to the internet of things and that allow third parties to collect, transmit and analyze data for the internet of things; Platform as a service, namely, providing an application enablement platform consisting of public and private cloud-based storage and computing, handling and delivery of data transmitted from Internet, radio or cellular devices located in vehicles, medical equipment, utility meters, monitoring equipment and other types of data gathering, tracking and transmission equipment

Filing Basis: Section 1(b), Intent to Use: For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. **For a collective trademark, collective service mark, or collective membership mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. **For a certification mark application:** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /David Moore/ Date: 06/20/2018

Signatory's Name: David Moore

Signatory's Position: Attorney of Record (MD bar member)

Signatory's Phone Number: 7036841470

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 owner's/holder'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 owner/holder in this matter: (1) the owner/holder 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 owner/holder has filed a power of attorney appointing him/her in this matter; or (4) the owner's/holder'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: 87360022

Internet Transmission Date: Wed Jun 20 11:35:13 EDT 2018

TEAS Stamp: USPTO/RFR-XX.XX.XXX.XXX-2018062011351370

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