

ESTTA Tracking number: **ESTTA954699**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	87507760
Applicant	Expeditors International of Washington, Inc.

## Notice of Appeal

Notice is hereby given that Expeditors International of Washington, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 87507760.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 009. First Use: 2017/09/05 First Use In Commerce: 2017/09/05  
All goods and services in the class are appealed, namely: Electronic devices, namely, trackers that transmit and receive digital signals through a mobile cellular telephony network and via global positioning technology for use in tracking delivery of goods, packages, and freight; web-enabled and wireless data collection, monitoring and management systems comprised of computer software for monitoring and reporting of environmental conditions of goods in transit; computer software for storing, organizing, analyzing, and reporting data collected from devices configured and placed on shipping pallets or within containers including data such as position, proximity, movement, motion, surrounding atmospheric and environmental conditions, temperature, humidity, pressure, tilt, shock, and the timing, location, and nature of atypical events and conditions and generating alerts of deviations detected through analytics
- Class 035. First Use: 2017/09/05 First Use In Commerce: 2017/09/05  
All goods and services in the class are appealed, namely: Providing computerized tracking, wireless monitoring, and information for business operations purposes, concerning tracking location and condition of assets, stationary or in transit, and physical spaces, namely, vehicles, trailers, equipment, drivers, field workers, cargo, and delivery containers using electronic sensors; providing online databases in the field of remote tracking and management of assets in transit, namely, vehicles, trailers, equipment, drivers, field workers, cargo, and delivery containers; business services for others, namely, data management and analysis services for maximizing supply chain management; providing real-time information to customers about packages in transit
- Class 038. First Use: 2017/09/05 First Use In Commerce: 2017/09/05  
All goods and services in the class are appealed, namely: Transmission of information regarding physical condition of goods, packages, and freight during delivery via devices that transmit and receive digital signals through a mobile cellular telephony network and via global positioning technology; providing consulting services and advice related to the use of electronic devices that transmit and receive digital signals through a mobile cellular telephony network and via global positioning technology for use in tracking delivery of goods, packages, and freight
- Class 039. First Use: 2017/09/05 First Use In Commerce: 2017/09/05  
All goods and services in the class are appealed, namely: Shipping and delivery services, namely, formulating shipping routes for the transportation, storage, and delivery of documents, packages, and freight by land and air carriers
- Class 042. First Use: 2017/09/15 First Use In Commerce: 2017/09/15  
All goods and services in the class are appealed, namely: Software as a service (SAAS) services featuring software for storing, organizing, analyzing, and reporting data collected from devices configured and placed on shipping pallets or within containers including data such as position, proximity, movement, motion, surrounding atmospheric and environmental conditions, temperature, humidity, pressure, tilt, shock, and the timing, location, and nature of atypical events and conditions and generating alerts of deviations detected through analytics; providing temporary use of non-downloadable computer software for tracking and providing real-time information to customers about atmosphere, temperature, humidity,

movement, speed, and location of shipped packages; computersoftware platforms for controlling, monitoring, managing, and tracking remote, mobile, and fixed assets including vehicles, trailers, equipment, drivers, fieldworkers, cargo, and delivery containers; providing consulting services and advice related to the use of electronic devices that transmit and receive digital signals through a mobile cellular telephony network and via global positioning technology for use in tracking delivery of goods, packages, and freight; providing technical support services related to the use of electronic devices that transmit and receive digital signals through a mobile cellular telephony network and via global positioning technology for use in tracking delivery of goods, packages, and freight

- Class 045. First Use: 2017/09/05 First Use In Commerce: 2017/09/05  
All goods and services in the class are appealed, namely: Wireless monitoring and tracking of vehicles, trailers, equipment, drivers, field workers, cargo, and delivery containers for security purposes

Respectfully submitted,

/Erin S. Hennessy/

02/15/2019

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