

From: Estrada, Linda

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Subject: U.S. TRADEMARK APPLICATION NO. 85862951 - LYTNING - 00016-T0009A - Request for
Reconsideration Denied - Return to TTAB - Message 1 of 8

Attachment Information:

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Files: es-1.jpg, es-2.jpg, es-3.jpg, es-4.jpg, evsg-1.jpg, evsg-2.jpg, evsg-3.jpg, li-1.jpg, li-2.jpg, lig-1.jpg, lig-2.jpg, lig-3.jpg, 85862951.doc

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

U.S. APPLICATION SERIAL NO. 85862951 MARK: LYTNING	
CORRESPONDENT ADDRESS: DAVID CHEN IP ATTORNEYS GROUP LLC 16 OXFORD RD FL 2 MILFORD, CT 06460-3823	GENERAL TRADEMARK INFORMATION: http://www.uspto.gov/trademarks/index.jsp
APPLICANT: Columbia Insurance Company	
CORRESPONDENT'S REFERENCE/DOCKET NO: 00016-T0009A CORRESPONDENT E-MAIL ADDRESS:	

REQUEST FOR RECONSIDERATION DENIED

ISSUE/MAILING DATE:

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. §2.64(b); TMEP §§715.03(a)(2)(B), (a)(2)(E), 715.04(a). The requirement(s) and/or refusal(s) made final in the Office action dated July 30, 2014 are maintained and continue to be final. *See* TMEP §§715.03(a)(2)(B), (a)(2)(E), 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. The examining attorney provides additional third party advertising evidence and third party registrations, which support the refusal and the finding that the goods identified by the parties are related and commonly travel in the same channels of trade.

Accordingly, the request is denied.

The filing of a request for reconsideration does not extend the time for filing a proper response to a final Office action or an appeal with the Trademark Trial and Appeal Board (Board), which runs from the date the final Office action was issued/mailed. *See* 37 C.F.R. §2.64(b); TMEP §715.03, (a)(2)(B), (a)(2)(E), (c).

If time remains in the six-month response period to the final Office action, applicant has the remainder of the response period to comply with and/or overcome any outstanding final requirement(s) and/or refusal(s) and/or to file an appeal with the Board. TMEP §715.03(a)(2)(B), (c). However, if applicant has already filed a timely notice of appeal with the Board, the Board will be notified to resume the appeal. *See* TMEP §715.04(a).

/Linda M. Estrada/

Trademark Examining Attorney



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