

# Note To The File

Serial Number: 87426021  
Date: 07/25/2017 9:52 am  
Created by: Timothy  
Schimpf

INDUSTRIAL

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## Searched

- Google
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## Changed

- Issued Examiner's Amendment and Entered Changes

## Contacted Applicant/Atty

- via Phone
- via E-Mail

**From:** Schimpf, Timothy  
**Sent:** Monday, July 24, 2017 5:48 PM  
**To:** 'Linda Gould' <linda@rwsoft.com>  
**Subject:** RE: Trademark Application for INDUSTRIAL, Serial No. 87426021

Thank you for the prompt response. I will make the amendment for applicant and approve the application on the supplemental register.

Timothy Schimpf

Trademark Examining Attorney, Law Office 113

United States Patent and Trademark Office

(571) 272-9072

[timothy.schimpf@uspto.gov](mailto:timothy.schimpf@uspto.gov)

**From:** Linda Gould [ <mailto:linda@rwsoft.com> ]  
**Sent:** Monday, July 24, 2017 5:42 PM  
**To:** Schimpf, Timothy <[Timothy.Schimpf@USPTO.GOV](mailto:Timothy.Schimpf@USPTO.GOV)>  
**Subject:** RE: Trademark Application for INDUSTRIAL, Serial No. 87426021

Tim,

Thank you for the email below and for your time on the phone this afternoon.

I just spoke with my client. The applicant would like to accept the amendment to the supplemental register. I'll look forward to receiving the examiner's amendment from you.

Linda Gould

719-531-0994

**From:** Schimpf, Timothy [ <mailto:Timothy.Schimpf@USPTO.GOV> ]  
**Sent:** Monday, July 24, 2017 2:25 PM  
**To:** Linda Gould  
**Subject:** Trademark Application for INDUSTRIAL, Serial No. 87426021

Hello, my name is Tim Schimpf and I am an examining attorney with the U.S. Patent and Trademark Office. I am reviewing the trademark application for INDUSTRIAL , Serial No. 87426021 . There is one issue with the application that I would like to discuss with you.

Descriptiveness: The wording INDUSTRIAL is descriptive of the identified license plate frames. Specifically, the goods could be for use in the manufacturing industry and the term INDUSTRIAL describes the industry of use of the goods.

As the wording of the mark is descriptive, the application may be refused registration on the principal register as merely descriptive under Trademark Section 2(e)(1). However, applicant can avoid the refusal by amending the application to the supplemental register. If applicant agrees to amend to the supplemental register, I can make that amendment for applicant through an examiner's amendment. Please let me know if applicant agrees to the amendment. An agreement at this time will expedite the processing of the application. Applicant does not have to agree to the amendment at this time, but if applicant does not agree at this time I will enter the Section 2(e)(1) refusal and applicant will then have an opportunity to explain why they don't think it is descriptive or amend to the supplemental register.

Please respond as whether applicant agrees to amend the application to the supplemental register. If applicant agrees, I can make the amendment through an examiner's amendment and approve the application on the supplemental register. Otherwise, I will issue an Office action giving the Section 2(e)(1) refusal.

If you would prefer, I would be happy to discuss this over the telephone at the number listed below. If you have any questions, please let me know.

Timothy Schimpf

Examining Attorney, Law Office 113

United States Patent and Trademark Office

(571) 272-9072

[timothy.schimpf@uspto.gov](mailto:timothy.schimpf@uspto.gov)