

Note To The File

Serial Number: 88261838
Date: 07/02/2019 10:53 am
Created by: Dantzler, Lauren

RESOLVE

Changed

- Issued Examiner's Amendment and Entered Changes
-

Contacted Applicant/Atty

- via E-Mail

From: John Goodman [mailto:john.goodman@resolve.io]
Sent: Tuesday, July 02, 2019 9:37 AM
To: Dantzler, Lauren <Lauren.Dantzler@USPTO.GOV>
Cc: Marlinda Hinojosa <marlinda.hinojosa@resolve.io>
Subject: Re: U.S. Trademark Application No. 88261838

Hi Lauren - yes, that' s fine to make the changes as noted below.

Thanks,

JG

John Goodman

General Counsel and Secretary

Resolve Systems, Inc.

541-848-8484

john.goodman@resolvesys.com

From: Dantzler, Lauren <Lauren.Dantzler@USPTO.GOV>
Sent: Tuesday, July 2, 2019 7:51 AM
To: Marlinda Hinojosa
Cc: Legal
Subject: U.S. Trademark Application No. 88261838

Dear Applicant Goodman,

This application was approved for publication on June 6, 2019. See 37 C.F.R. §2.80. However, approval of the application has been withdrawn to address the issue(s) below. See TMEP §706.01. The trademark examining attorney apologizes for any inconvenience this may cause applicant.

Application 88261838 RESOLVE

There is one issue we can fix via email or over the phone that is preventing approval of the application for the next step of the registration process; the identification of services remains indefinite and amendment is required.

1. Identification of Services

Class 42

The wording “ Information technology process automation non-downloadable software for information technology support, namely, data analysis, monitoring, performing diagnostic testing, and identifying and correcting problems with computer network systems” in the identification of services is indefinite and must be clarified because as written the identification of services may include goods or services. TMEP 1301.01. Applicant must specify that the non-downloadable software is provided on-line, is web-based, or is provided on a temporary basis. Without such specification, the wording “ non-downloadable software” is broad enough to encompass Class 9 recorded software that is non-downloadable. See 37 C.F.R. §2.32(a)(6); TMEP §1402.01.

Applicant may substitute the following wording, if accurate:

“ Information technology process automation **web-based** non-downloadable software for information technology support, namely, data analysis, monitoring, performing diagnostic testing, and identifying and correcting problems with computer network systems.”

Please respond to this email or call me (you may leave a message of approval) by close of business on Friday, July 5, 2019, and I can make the changes to your application for you and then approve the mark for the next step of the registration process. If you do not contact me by then, I will have to issue an Office action requiring these changes.

Warm Regards,

Lauren