

Applicant: International Animal Semen Bank
Serial No: 88/273,691
Mark: ICSB dog walker logo
Ref. No. 17799-0002

Law Office: 125
Examining Attorney: Teague Avent
Filed: January 23, 2019
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RESPONSE

This Response (this “Response”) responds to the Office Action dated September 8, 2019, for the above-referenced mark.

Please amend the description of goods and services as follows:

“cryopreservation kits for use in the artificial insemination of dogs, consisting primarily of a sperm collection container, sperm freezing medium, an artificial insemination kit consisting primarily of a syringe, connector, insemination rod, and lubricant, in International Class 10;

franchise services, namely, training of proprietary semen collection and insemination techniques, in International Class 41; and

canine sperm banks, in International Class 44”

REMARKS:

The Examining Attorney has refused registration of the applied-for mark (“the Applicant’s Mark” or “the Mark”) for the reasons discussed below. Applicant requests entry of the amendments to the description of services and requests reconsideration in view of the below comments.

1. **Recitation of Goods and Services.**

The Examining Attorney states that the Applicant’s previously proposed amendments to the description of franchise services is too broad and continues to request clarity. By this Amendment, the Applicant amends the classification of the services from Class 35 to Class 41, and accepts the description of services as suggested by the Examining Attorney. Thus, after entry of this amendment, the description of services will read:

cryopreservation kits for use in the artificial insemination of dogs, consisting primarily of sperm collection container, sperm freezing

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medium, and artificial insemination kit consisting primarily of a syringe, connector, insemination rod, and lubricant, in International Class 10;

franchise services, namely, training of proprietary semen collection and insemination techniques, in International Class 41; and

canine sperm banks, in International Class 44.

The Applicant submits herewith a substitute specimen of use for amended Class 41, and asserts that the specimen was in use in commerce on or in connection with the goods and services listed in the application at least as early as the filing date of the application.

In view of the Applicant's amendments to the description of its franchise services, the Applicant respectfully requests that the objections be withdrawn.

2. Conclusion.

Based on the foregoing, the Applicant believes that the application is in condition for acceptance for publication, and such action is respectfully requested.