

October 20, 2021

COMMISSIONER FOR TRADEMARKS

Attn: Examining Attorney McCauley

P.O. Box 1451

Alexandria, Virginia 22313-1451

RE:     APPLICANT:                     Cepia LLC  
       APP SERIAL NO.:                 88980884  
       FILED:                             June 27, 2019  
       MARK:                             CATS VS PICKLES  
       EXAMINER:                        Brendan McCauley  
       TRADEMARK LAW OFFICE:         114  
       OFFICE ACTION DATED:            June 24, 2021

RESPONSE TO OFFICE ACTION

Dear Examining Attorney Brendan McCauley:

Thank you for your helpful phone call in June regarding this matter. This letter is in response and in opposition to the Office Action dated 4/24/21, regarding the FINAL Office Action for Application for Trademark Serial Number 88980884—CATS VS PICKLES. In that Office Action you indicated refusal of the application under: 1. SPECIMEN REFUSAL – INTERNATIONAL CLASS 9 ONLY. Please find my modifications to the application below.

**1. Substitute Specimen and accompanying this argument**

The new specimen accompanying this argument should satisfy the Office’s requirement that the specimen includes “a means for ordering the goods such as a “shopping cart” button/link...” That specimen depicts the product properly listed in: Class 009: Entertainment software, namely, downloadable game software, downloadable mobile applications in the nature of downloadable interactive game software (or indicate entertainment function of software, e.g., editing photos, making restaurant reservations, etc., and, if software is content- or field-specific, the content or field of use), downloadable video game software, game apps for use with electronics, namely, downloadable electronic game software, International Class 9.”



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Kind regards,

A handwritten signature in black ink, appearing to read "Robert Maher".

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