

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark: **MNY and design**
Serial No.: 88108752
Filed: September 7, 2018
Applicant: G-III Leather Fashions, Inc.

RESPONSE TO OFFICE ACTION

This is in response to the Office Action mailed July 27, 2018.

Section 2(d) - No Likelihood of Confusion

The Examining Attorney has preliminarily refused registration of the subject mark, MNY and Design (“Applicant’s Mark”), for goods in Classes 18 and 25, based on likelihood of confusion with Registration No. 5,332,900 for the mark MNY and Design. Applicant has prior use to the mark MNY and has filed a Petition for Cancellation pursuant to 15 U.S.C. § 1064 of the Act, against this registration a courtesy copy of which is attached hereto.

Applicant is herein responding to other issues raised by the Examining Attorney and reserves the right to submit arguments to address any remaining Section 2(d) issues at a later date. Applicant respectfully requests suspension of the subject application pending the disposition of the Petition to Cancel.

Identification of Goods

The Examining attorney noted that there was a duplicate entry in the identification of goods for “jackets” in Class 25. Applicant requests amendment of the identification of goods to delete the duplicate entry and amend the identification of goods as follows:

- Class 25: Clothing for men and women, namely, coats, jackets, overcoats, raincoats, anoraks, parkas, blazers, athletic jackets, cardigans, suits, vests, dresses, skirts, pants, jeans, jumpsuits, jogging suits, athletic pants, sweatpants, shorts, rompers, culottes, shirts, sweaters, jerseys, blouses, sweatshirts, t-shirts, tops, knit tops, tank tops, pullovers, bodysuits, leggings, socks, head wear, hats, caps as headwear, hoods, head bands, scarves, shawls, gloves, mittens, belts, sashes, shoes, footwear, boots, athletic shoes, athletic footwear, sandals, sports bras, stretch pants, swimwear; Sports caps and hats, Athletic tops and bottoms for runners, yoga, sports activities

Conclusion

Applicant respectfully requests that the subject application be placed in suspension.

Respectfully submitted,

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