

Attorney Docket No.: 074619-213

Mark:

Application Serial No.: 88/371,729

Filed by: Alibaba Group Holding Limited

Response

Applicant Alibaba Group Holding Limited (“Applicant”) seeks registration of the

design in connection with Classes 9, 16, 35, 38, 41, and 42 (hereinafter “Applicant’s Mark”). In a non-final Office Action dated November 29, 2019, the Examining Attorney has issued a requirement for clarification to the description of goods and services.

Applicant addresses each issue below.

I. Identification of Services

The Examining Attorney has requested clarification to Applicant’s goods and services as identified in the application. With this response, Applicant has amended the identification of goods and services to provide the requested clarification.

In addition, with regard to the Examining Attorney's requirement for clarification of the identification of goods in Class 9 as it relates to “software for authenticating user identification,” Applicant advises the Examining Attorney that this identification was accepted in others of Applicant’s applications, for example, Serial Nos. 88499146 and 88499830. In view thereof, Applicant believes that this description is acceptable and the amendment requirement should be withdrawn.

Additionally, with regard to the Examining Attorney's requirement for clarification of the identification of goods in Class 9 as it relates to “computer software that may be downloaded from a global computer network for posting information of **[specify the type of information]**, ...,” Applicant advises the Examining Attorney that this identification was accepted in Applicant's Application Nos. 87152419 and 88499146, among others. In view thereof, Applicant believes that this description is acceptable and the amendment requirement should be withdrawn.

Further, with regard to the Examining Attorney's requirement for re-classification of the identification of goods in Class 9 as it relates to “downloadable computer game programs, electronic and video games programs and software games programs via the Internet...” to Class 41, Applicant advises the Examining Attorney that this identification was accepted and advanced to registration in Applicant's Application Nos. 87816338 and 87776254. In view thereof, Applicant believes that this description is acceptable and the amendment requirement should be withdrawn.

Still further, with regard to the Examining Attorney's requirement for amendment of the identification of goods in Class 9 as it relates to “computer applications for streaming videos, music and images,” Applicant advises the Examining Attorney that this identification was accepted and advanced to registration in Applicant's Application No. 88336546. In view thereof, Applicant believes that this description is acceptable and the amendment requirement should be withdrawn.

CONCLUSION

As Applicant has responded to all issues raised by the Examining Attorney, Applicant respectfully requests the refusal be withdrawn and the application approved for publication. Should the Examining Attorney have any questions, he is invited to contact Applicant's counsel.

Jeffrey L. Costellia
Lauren J. Arnold
Alexis P. Grilli
Nixon Peabody LLP
799 9th Street NW
Suite 500
Washington, DC 20001
P (202) 585-8000
<mailto:nptm@nixonpeabody.com>