

U.S. Trademark Application 90212811
Mark: Patent Profiler
Applicant: Patent Profiler, LLC

Docket Number: PP-002

Correspondent Address:
Andrew Abramson
18A Forest Place
Towaco, NJ 07082
patentfamily@optonline.net
general@patentprofiler.com

Response to Dec. 8, 2020 NFOA

Dear Mr. Law,

Thank you for spending time examining this trademark application. We appreciate your examination, and we hope you find this response convincing and send back a Notice of Allowance.

Section 2(d) – Likelihood of Confusion

The Official Letter rejected the applied-for mark because of the likelihood of confusion with the mark PATENT PROFILES. Applicant rejects the characterization of the trademark application with the registered mark PATENT PROFILES for the following reasons.

PATENT PROFILES was registered to protect a personalized, user specified, patent alerting service to monitor and extract patents and applications that matches the user's specific requests (e.g., what patents/applications the user wants to monitor and how often). An email is then sent to the user alerting them that their specific request is ready for review. In order to access the signup page for this service, the user was to visit <http://www.patentprofilesnet.com>.

The actual service, which was purportedly offered by Thomson Reuters, was named Patent ProfilesNet.

In contrast, PATENT PROFILER is a website that provides legal services in intellectual property (filing patent applications and trademark applications for clients of the website). I am a patent attorney, and our website **offers services including the filing of** intellectual property for our clients.

Thus, we are completely different from PATENT PROFILES because (1) we do not provide any patent alerting services or any electronic transmission of data and/or documents related to patent filings that a user has specified/requested. We instead **file intellectual property** for clients.

Comparison of marks

The Examiner states that the registered mark and the applied-for mark are similar. Applicant respectfully disagrees.

PATENT PROFILER is a website (as discussed above) in which consumers can **purchase intellectual property on our website.**

Further, the website www.patentprofilesnet.com is no longer in existence.

Comparison of the Services

Applicant's goods / services were specified as "Providing legal services in the field of patents and trademarks."

The Examiner states in the Official Letter that "the relevant services [of PATENT PROFILES] are sold or provided through the same trade channels and used by the same classes of consumers in the same fields of use." This is not correct. As highlighted above, Patent

Profiler, LLC **files intellectual property for our clients.** This is accomplished because I am a patent attorney. The registered mark is not at all similar. **They provide very different services and do not file IP for their clients.**

Sincerely,

Andrew Abramson
CEO of Patent Profiler