Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

U.S. Application Serial No.: 79/009027
International Registration No.: 0843663

Attached is a **PROVISIONAL FULL REFUSAL** Office action that applies to all the goods and/or services in the U.S. application identified above application identified above: 15 U.S.C. §1141h(c).

The identification of goods requirement, and entity and citizenship clarification applies to all the goods and/or services in the application and therefore comprise a provisional full refusal of the entire application.

RESPONSE DUE:

A response to this provisional refusal is due within six (6) months from the mailing date of the Office action, i.e., within six months from 14 April 2005.

APPLICANT OR ATTORNEY CAN RESPOND TO PROVISIONAL REFUSAL:

Applicant can respond directly to this provisional refusal Office action, or applicant can hire an attorney to represent itself before the Office and that attorney can respond on applicant's behalf. The Office cannot aid in the selection of an attorney. 37 C.F.R. §2.11.

NOTE: Attorneys hired to represent an applicant in a trademark matter before the Office must be eligible under 37 C.F.R. §10.14:

Attorneys residing in the United States who are in good standing with the bar of any United States court or the highest court of any state, may practice before the Office in trademark matters.
A foreign attorney not residing in the United States who is in good standing before the patent or trademark office of the country in which he or she resides, may practice before the Office in trademark matters only in cases where the patent and trademark office of that foreign country allows substantially reciprocal privileges to those permitted to practice before the Office. Currently, Canadian attorneys are the only foreign attorneys recognized as meeting this criterion. A foreign attorney who meets the requirements of 37 C.F.R. §10.14(c) can only represent parties located in the country in which the foreign attorney resides and practices. TMEP §602.

Please note that non-attorneys are not permitted to practice before the Office except under the very limited circumstances specified in 37 C.F.R. §10.14(b).

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UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 79/009027

APR 14 2005

APPLICANT: JEMAKO International GmbH

CORRESPONDENT ADDRESS:
Schneider & Behrendt
Rechts- und Patentanwälte
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RETURN ADDRESS:
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

MARK: CLEANSTICK

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

OFFICE ACTION

TO AVOID ABANDONMENT, WE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF OUR MAILING OR E-MAILING DATE.

Serial Number 79/009027

The assigned trademark examining attorney has reviewed the referenced application and has determined the following.

Search Results
The Office records have been searched and no similar registered or pending mark has been found that would bar registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d). TMEP §704.02.

Identification of Goods
Applicant must clarify the identification of goods to specify the industry or field in which the goods are used or intended to be used. In addition, where applicable, applicant must clarify the identification of goods to specify the common commercial or generic name for the goods. If there is no common commercial or generic name, then applicant must describe the product and intended consumer as well as its main purpose and intended uses.

Applicant may adopt the following identification of goods, if accurate:
International Class 1: Chemicals ***(please indicate type of chemicals, e.g., chlorine)*** for use in industry, science, agriculture, gardens, and forestry; photographic chemicals; unprocessed artificial resins ***(indicate specific use or industry or indicate use in a wide variety of fields)***, unprocessed plastics; fertilizers; fire extinguishing compositions; preparations for metal tempering and brazing, **namely,**

(please specify common commercial name of preparations); food preservative compositions, tanning substances **for use in the manufacture of leather**; adhesives for **general** industrial purposes.

International Class 3: Washing *(specify powders or liquids)*; bleaching preparations for cosmetic purposes; cleaning, polishing, scouring and abrasive preparations *(indicate use or purpose, e.g., household, oven, hand, etc.)*; cosmetics, namely soaps, essential oils *(specify use, e.g., personal)*, perfumery, hair lotions; dentifrices.

International Class 8: Hand operated tools, **namely,** (*specify, e.g., shovels, drills, etc.)*; cutlery, namely, forks and spoons; side arms, not including firearms, namely, *(specify common commercial name of the goods, e.g., swords, knives, etc.)*; razors.

International Class 21: Brushes, namely, *(specify common commercial name of the goods, e.g, bath brushes, cosmetic brushes, etc.)*; household cleaning utensils, **namely,** (*specify the common commercial name of the goods, e.g., "scrub sponges"*); apparatus for household and kitchen purposes not of precious metal or coated therewith, **namely,** (*specify the common commercial name of the goods)*; containers for household and kitchen purposes not of precious metal or coated therewith; combs; sponges (*specify type, e.g., bath sponges, cleaning sponges, etc)*; material for brush-making, **namely,** (*specify common commercial name of the goods, e.g., pig bristles)*; steel wool for cleaning; unworked and semi-worked glass; beverage glassware, porcelain and earthenware *(please specify, e.g, drinking cups)*
TMEP § 1402.01

For assistance with identifying goods and/or services in trademark applications, please see the online searchable *Manual of Acceptable Identifications of Goods and Services* at http://tess2.uspto.gov/netahtml/tidm.html.

Applicant Must Specify Entity Type
Applicant must indicate the United States equivalent of its entity type or provide a description of the nature of the entity. Applicant must specify what type of entity is applying, e.g., an individual, partnership, corporation or joint venture. 37 C.F.R. §2.32(a)(3); TMEP §§803.03 *et seq.*

Applicant Must Specify Country of Incorporation
The applicant must indicate its country of incorporation. 37 C.F.R. §2.32(a)(3)(ii); TMEP §§803.03(c) and 803.04.

If applicant has questions about its application or needs assistance in responding to this Office action, please telephone the assigned trademark examining attorney directly at the number below.

NOTICE: FEE CHANGE

Effective January 31, 2005 and pursuant to the Consolidated Appropriations Act, 2005, Pub. L. 108-447, the following are the fees that will be charged for filing a trademark application:

(1) $325 per international class if filed electronically using the Trademark Electronic Application System (TEAS); or

(2) $375 per international class if filed on paper

These fees will be charged not only when a new application is filed, but also when payments are made to add classes to an existing application. If such payments are submitted with a TEAS response, the fee will be $325 per class, and if such payments are made with a paper response, the fee will be $375 per class.

The new fee requirements will apply to any fees filed on or after January 31, 2005.

NOTICE: TRADEMARK OPERATION RELOCATION

The Trademark Operation has relocated to Alexandria, Virginia. Effective October 4, 2004, all Trademark-related paper mail (except documents sent to the Assignment Services Division for recordation, certain documents filed under the Madrid Protocol, and requests for copies of trademark documents) must be sent to:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Applicants, attorneys and other Trademark customers are strongly encouraged to correspond with the USPTO online via the Trademark Electronic Application System (TEAS), at http://www.uspto.gov/teas/index.html.

/Jennifer L. Williston/
Jennifer L. Williston
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USPTO Law Office 102
(571) 272-5869 (Phone)
(571) 273-9102 (Fax)

HOW TO RESPOND TO THIS OFFICE ACTION:

- ONLINE RESPONSE: You may respond formally using the Office's Trademark Electronic Application System (TEAS) Response to Office Action form (visit http://www.uspto.gov/teas/index.html and follow the instructions, but if the Office Action issued via email you must wait 72 hours after receipt of the Office Action to respond via TEAS).
- REGULAR MAIL RESPONSE: To respond by regular mail, your response should be sent to the mailing return address above and include the serial number, law office number and examining attorney's name in your response.

STATUS OF APPLICATION: To check the status of your application, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at http://tarr.uspto.gov.

VIEW APPLICATION DOCUMENTS ONLINE: Documents in the electronic file for pending applic. can be viewed and downloaded online at http://portal.uspto.gov/external/portal/tow.

GENERAL TRADEMARK INFORMATION: For general information about trademarks, please visit the Office's website at http://www.uspto.gov/main/trademarks.htm

FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY SPECIFIED ABOVE.