

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**SERIAL NO:** 79/016727

**APPLICANT:** Obschestvo s ogranichennoj; otvetstvenno ETC.

**\*79016727\***

**CORRESPONDENT ADDRESS:**

O.V. Shterz  
P.O. box 242  
RU-630132 Novosibirsk RUSSIAN FED.

**RETURN ADDRESS:**

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

**MARK:** SLIMCLEANSE

**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**

**RESPONSE TIME LIMIT:** TO AVOID ABANDONMENT, THE OFFICE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF THE MAILING OR E-MAILING DATE.

Serial Number 79/016727

**INTERNATIONAL REGISTRATION NO. 0865885**

This is a **PROVISIONAL FULL REFUSAL** of the trademark and/or service mark in the above-referenced U.S. application. 15 U.S.C. §1141h(c).

**APPLICANT OR ATTORNEY CAN RESPOND TO PROVISIONAL REFUSAL:**

Applicant may respond directly to this provisional refusal Office action, or applicant's attorney may respond on applicant's behalf.

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

- (1) *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.
- (2) *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.

The Office cannot aid in the selection of an attorney. 37 C.F.R. §2.11.

If applicant is not represented by an attorney, applicant may appoint a domestic representative who would receive correspondence from the Office and be served process or notice of proceedings affecting the application. 15 U.S.C. §1141h(d); 37 C.F.R. §2.24.

**THE APPLICATION HAS BEEN PROVISIONALLY REFUSED AS FOLLOWS:**

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

**NO LIKELIHOOD OF CONFUSION**

The examining attorney has searched the Office records and has found no similar registered or pending mark which would bar registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d). TMEP section 704.01.

**APPLICANT'S ENTITY TYPE/COUNTRY OF ORGANIZATION**

Applicant must specify its entity type and citizenship. For example, an applicant can apply as an individual, a partnership, a corporation or a joint venture. 37 C.F.R. §2.32(a)(3); TMEP §§803.03 *et seq.* If applicant is an individual, then applicant must indicate his or her national citizenship for the record. 37 C.F.R. §2.32(a)(3)(i). If applicant is a corporation or association, then applicant must set forth the U.S. state or country (for foreign applicants only) under whose laws applicant is organized. 37 C.F.R. §2.32(a)(3)(ii). If applicant is a partnership or joint venture, then applicant must list the names and the national citizenship or the U.S. state or country (for foreign applicants only) of organization or incorporation of all the general partners or joint venturers, as well as specify the state or country under whose laws the partnership or joint venture is organized. 37 C.F.R. §2.32(a)(3)(ii) and (iii).

**AMENDED IDENTIFICATION REQUIRED**

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. In addition, the applicant must specify the conditions or illnesses which pharmaceutical preparations remedy, e.g., angina, diabetes. 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/netathtml/tidm.html>.

Please note that, while the identification of goods and services may be amended to clarify or limit the goods and services, adding to or broadening the scope of the goods and services is not permitted. 37 C.F.R. §2.71(a); TMEP §1402.06. Therefore, applicant may not amend the identification to include goods or services that are not within the scope of the goods and services set forth in the present identification.

The international classification of goods and/or services in applications filed under Trademark Act Section 66(a) cannot be changed from the classification given to the goods and/or services by the International Bureau of the World Intellectual Property Organization in the corresponding international registration. TMEP §§1401.03(d), 1401.04 and 1904.02(b).

The applicant may adopt the following identification of goods in International Class 5, if accurate:

Processed albuminous food adapted for medical purposes; pharmaceutical preparations containing albumen for the treatment of viral infections; antiseptics; bacterial preparations for medical and veterinary use; analgesic balms for medical purposes; biocides; biological preparations for medical purposes; biocides; biological preparations for medical purposes; dietetic bread adapted for medical use by diabetics; dietetic beverages adapted for medical use; dietetic foods adapted for medical use; dietetic processed foods adapted for medical use; pharmaceutical preparations for use in aiding digestion; disinfectants for hygiene purposes; ferments for pharmaceutical purposes; food for babies; fumigating incense sticks; germicides; herbs teas for medicinal purposes; lacteal flour adapted for use as baby food; liniments; medicated skin lotions for pharmaceutical purposes; medicinal herbs in dried or preserved form; herbal infusions for medicinal purposes; herbal mud packs for medicinal purposes; medicinal castor oils; herbal roots for medicinal purposes; mineral food-supplements; medicated mouthwashes for medical purposes; pharmaceutical preparations for the treatment of nerve disorders; nutritional additives for use in food for medical purposes; organotherapy pharmaceutical preparations for the treatment of skin disorders; pharmaceutical preparations for skin care; pharmaceutical preparations for treating dandruff; pharmaceutical preparations composed of trace elements for human and animal use to treat skin conditions; pharmaceutical preparation remedies for perspiration; sanitary towels used as sanitizing

wipes; sea water for medicinal bathing; medicated serums for use in treating skin conditions; styptic pencils; medicated therapeutic preparations for the bath for medical purposes; tissues impregnated with pharmaceutical lotions to treat skin conditions; medicated tonics to treat digestive problems; and multi-vitamin preparations.

## **RESPONSE GUIDELINES**

No set form is required for response to this Office action. The applicant must respond to each point raised. The applicant should simply set forth the required changes or statements and request that the Office enter them. The applicant must sign the response. In addition to the identifying information required at the beginning of this letter, the applicant should provide a telephone number to speed up further processing.

Pursuant to the restrictions set forth above, applicant may wish to hire a specialist attorney to assist in prosecuting this application because of the technicalities involved. The Office cannot aid in the selection of a trademark attorney. 37 C.F.R. §2.11. Applicant may wish to consult the Yellow Pages for a listing of attorneys specializing in trademark or intellectual property law, or seek guidance from its local Bar Association attorney-referral service.

If the applicant's has questions regarding the status of the application, the Trademark Applications and Registrations Retrieval (TARR) database on the USPTO website at <http://tarr.uspto.gov> provides detailed, up to the minute information about the status and prosecution history of trademark applications and registrations. Please note that an application serial number or registration number is needed to be able to access this database. TARR is available 24 hours a day, 7 days a week.

If the applicant has any questions or needs assistance in responding to this Office action, please telephone the assigned examining attorney.

/Verna Beth Ririe/  
 Trademark Attorney  
 Law Office 104  
 (571) 272-9310  
 (571) 273-9104 (office 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 has been 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 applications 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.**