

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

U.S. APPLICATION SERIAL NO. 79171573

MARK: GLOBALONE

79171573

CORRESPONDENT ADDRESS:

Card Patent LLC
P.O. Box 9
RU-123298 Moscow
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CLICK HERE TO RESPOND TO THIS LETTER:

http://www.uspto.gov/trademarks/teas/response_forms.jsp

APPLICANT: Globalone Management Group Limited

CORRESPONDENT'S REFERENCE/DOCKET NO:

N/A

CORRESPONDENT E-MAIL ADDRESS:

OFFICE ACTION

INTERNATIONAL REGISTRATION NO. 1262754

STRICT DEADLINE TO RESPOND TO THIS NOTIFICATION: TO AVOID ABANDONMENT OF THE REQUEST FOR EXTENSION OF PROTECTION OF THE INTERNATIONAL REGISTRATION, THE USPTO MUST RECEIVE A COMPLETE RESPONSE TO THIS PROVISIONAL FULL REFUSAL NOTIFICATION **WITHIN 6 MONTHS** OF THE "DATE ON WHICH THE NOTIFICATION WAS SENT TO WIPO (MAILING DATE)" LOCATED ON THE WIPO COVER LETTER ACCOMPANYING THIS NOTIFICATION.

In addition to the Mailing Date appearing on the WIPO cover letter, a holder (hereafter "applicant") may confirm this Mailing Date using the USPTO's Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. To do so, enter the U.S. application serial number for this application and then select "Documents." The Mailing Date used to calculate the response deadline for this provisional full refusal is the "Create/Mail Date" of the "IB-1st Refusal Note."

This is a **PROVISIONAL FULL REFUSAL** of the request for extension of protection of the mark in the above-referenced U.S. application. See 15 U.S.C. §1141h(c). See below in this notification (hereafter "Office action") for details regarding the provisional full refusal.

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

SEARCH OF OFFICE'S DATABASE OF MARKS - PRIOR-FILED APPLICATION

The filing date of pending U.S. Application Serial No. 86074009 precedes applicant's filing date. See attached referenced application. If the mark in the referenced application registers, applicant's mark may be refused registration under Trademark Act Section 2(d) because of a likelihood of confusion between the two marks. See 15 U.S.C. §1052(d); 37 C.F.R. §2.83; TMEP §§1208 *et seq.* Therefore, upon receipt of applicant's response to this Office action, action on this application may be suspended pending final disposition of the earlier-filed referenced application.

In response to this Office action, applicant may present arguments in support of registration by addressing the issue of the potential conflict between applicant's mark and the mark in the referenced application. Applicant's election not to submit arguments at this time in no way limits applicant's right to address this issue later if a refusal under Section 2(d) issues.

SUMMARY OF ISSUES that applicant must address:

- Section 2(d) Likelihood of Confusion
- Clarification of identification of goods and services in Classes 9, 36, 38 and 45
- Description of the mark required

LIKELIHOOD OF CONFUSION – REFUSAL UNDER SECTION 2(D)

Registration of the applied-for mark is refused because of a likelihood of confusion with the mark in U.S. Registration No. 2916028. Trademark Act Section 2(d), 15 U.S.C. §1052(d); see TMEP §§1207.01 *et seq.* See the enclosed registration.

In any likelihood of confusion determination, two key considerations are similarity of the marks and similarity or relatedness of the goods and/or services. *Syndicat Des Proprietaires Viticulteurs De Chateaufort-Du-Pape v. Pasquier DesVignes*, 107 USPQ2d 1930, 1938 (TTAB 2013) (citing *Federated Foods, Inc. v. Fort Howard Paper Co.*, 544 F.2d 1098, 1103, 192 USPQ 24, 29 (C.C.P.A. 1976)); *In re Iolo Techs., LLC*, 95 USPQ2d 1498, 1499 (TTAB 2010); see TMEP §1207.01. That is, the marks are compared in their entireties for similarities in appearance, sound, connotation, and commercial impression. *In re Viterro Inc.*, 671 F.3d 1358, 1362, 101 USPQ2d 1905, 1908 (Fed. Cir. 2012) (quoting *In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 1361, 177 USPQ 563, 567 (C.C.P.A. 1973)); TMEP §1207.01(b)-(b)(v). Additionally, the goods and/or

services are compared to determine whether they are similar or commercially related or travel in the same trade channels. See *Coach Servs., Inc. v. Triumph Learning LLC*, 668 F.3d 1356, 1369-71, 101 USPQ2d 1713, 1722-23 (Fed. Cir. 2012); *Herbko Int'l, Inc. v. Kappa Books, Inc.*, 308 F.3d 1156, 1165, 64 USPQ2d 1375, 1381 (Fed. Cir. 2002); TMEP §1207.01, (a)(vi).

Comparison of the Marks

In this case the marks are very similar in sound and appearance. Applicant's proposed mark is GLOBAL ONE (with design), and the registered mark is GLOBAL ONE NUMBER (typed drawing). The marks share the wording "GLOBAL ONE", which dominates to create a similar commercial impression.

The word portions of the marks are nearly identical in appearance, sound, connotation, and commercial impression; therefore, the addition of a design element does not obviate the similarity of the marks in this case. See *In re Shell Oil Co.*, 992 F.2d 1204, 1206, 26 USPQ2d 1687, 1688 (Fed. Cir. 1993); TMEP §1207.01(c)(ii).

Consumers are generally more inclined to focus on the first word, prefix, or syllable in any trademark or service mark. See *Palm Bay Imps., Inc. v. Veuve Clicquot Ponsardin Maison Fondee En 1772*, 396 F.3d 1369, 1372, 73 USPQ2d 1689, 1692 (Fed. Cir. 2005); *Presto Prods., Inc. v. Nice-Pak Prods., Inc.*, 9 USPQ2d 1895, 1897 (TTAB 1988) ("it is often the first part of a mark which is most likely to be impressed upon the mind of a purchaser and remembered" when making purchasing decisions).

Comparison of services

The goods and/or services of the parties need not be identical or even competitive to find a likelihood of confusion. See *On-line Careline Inc. v. Am. Online Inc.*, 229 F.3d 1080, 1086, 56 USPQ2d 1471, 1475 (Fed. Cir. 2000); *Recot, Inc. v. Becton*, 214 F.3d 1322, 1329, 54 USPQ2d 1894, 1898 (Fed. Cir. 2000) ("[E]ven if the goods in question are different from, and thus not related to, one another in kind, the same goods can be related in the mind of the consuming public as to the origin of the goods."); TMEP §1207.01(a)(i).

The respective goods and/or services need only be "related in some manner and/or if the circumstances surrounding their marketing [be] such that they could give rise to the mistaken belief that [the goods and/or services] emanate from the same source." *Coach Servs., Inc. v. Triumph Learning LLC*, 668 F.3d 1356, 1369, 101 USPQ2d 1713, 1722 (Fed. Cir. 2012) (quoting *7-Eleven Inc. v. Wechsler*, 83 USPQ2d 1715, 1724 (TTAB 2007)); TMEP §1207.01(a)(i).

Applicant's services in Class 38 are: Telecommunications; news agencies; wireless broadcasting; television broadcasting; cable television broadcasting; electronic bulletin board services telecommunications services; information about telecommunication; providing user access to global computer networks; providing access to databases; providing internet chatrooms; providing telecommunications connections to a global computer network; providing telecommunication channels for teleshopping services; transmission of greeting cards online; message sending; computer aided transmission of messages and images; transmission of telegrams; transmission of digital files; electronic mail; providing online forums; videoconferencing services; rental of message sending apparatus; rental of access time to global computer networks; rental of modems; rental of telecommunication equipment; rental of telephones; rental of facsimile apparatus; radio broadcasting; communications by fiber fibre optic networks; cellular telephone communication; communications by computer terminals; satellite transmission; communications by telegrams; communications by telephone; facsimile transmission; paging services radio, telephone or other means of electronic communication; teleconferencing services; telex services; voice mail services; telecommunications routing and junction services; telegraph services; telephone services

Registrant's services are: Services for air to ground and ground to air communications, namely, local and long distance transmission of audio, video and data transmission by means of satellites and relaying ground stations.

Both parties provide satellite communication services and registrant's services of "local and long distance transmission of audio, video and data transmission by means of . . . relaying ground stations" is broad enough to include applicant's additional telecommunications services such as broadcasting, bulletin boards, transmission of telegrams, electronic mail, videoconferencing, etc.

Viewing all of the factors together, based on the similarity of the registered mark(s) to the proposed mark and the similarity of the goods and/or services, confusion as to source is likely. Purchasers familiar with the mark(s) of the cited registration(s), upon seeing applicant's mark, would be likely to conclude that applicant's goods and/or services emanated from the same source, or that applicant's goods and/or services were associated with and/or sponsored by the registrant(s). Accordingly, registration is refused due to the likelihood of confusion.

Although applicant's mark has been refused registration, applicant may respond to the refusal(s) by submitting evidence and arguments in support of registration. However, if applicant responds to the refusal(s), applicant must also respond to the requirement(s) set forth below.

INFORMALITIES

Identification of goods requires clarification – Class 9

The identification of goods and/or services in the application is not acceptable because it includes the heading of one or more international classes. The purpose of class headings is to indicate the subject matter and general scope of each international class of goods and/or services. See TMEP §§1401.02(a), 1401.08. While such broad designations may be acceptable under the trademark laws and practices of other countries, the USPTO considers these headings too broad to identify goods and/or services in a U.S. application. See *In re Societe Generale des Eaux Minerales de Vittel S.A.*, 1 USPQ2d 1296, 1298-99 (TTAB 1986), *rev'd on other grounds*, 824 F.2d 957, 3 USPQ2d 1450 (Fed. Cir. 1987); TMEP §§1401.08, 1402.01(c), 1402.07(a).

In addition, some of the wording in the identification of goods is indefinite and too broad and must be clarified. See 37 C.F.R. §2.32(a)(6); TMEP §§1402.01, 1402.03.

The following substitute wording is suggested, if accurate:

Class 9: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking, life-saving and teaching apparatus and instruments **namely, {identify the apparatus and instruments by their common commercial names. E.g. scales, coordinate measuring machines, signaling whistles, blank optical discs, etc.}**; apparatus and instruments for conducting, switching, transforming, accumulating regulating or controlling electricity **namely, {identify the apparatus and instruments by their common commercial names. E.g. electricity conduits, electricity distribution consoles, etc.}**; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers **{identify whether blank or pre-recorded. If pre-recorded, specify the subject matter}**, recording discs; compact discs, DVDs and other digital recording media, **namely, {specify the "other digital recording media" by common commercial name} featuring {specify the subject matter of the discs, DVDs and media}**; mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment, computers; computer software for **{specify the function of the programs, e.g., use in database management, use in electronic storage of data, etc. and if field specific, specify the field of use}**; fire-extinguishing apparatus; DVD players; 3D spectacles; ticket dispensers; coin-operated musical automata juke boxes; answering machines; fire engines; accumulators, electric; accumulators, electric, for vehicles; actinometers; alidades; altimeters; ammeters; anemometers; anodes; antennas; anticathodes; apertometers optics; high-frequency apparatus, **namely, {specify the exact common commercial name of the apparatus. E.g. switches, switching power supplies, etc.}**; testing apparatus not for medical purposes, **namely, specify the exact common commercial name of the testing apparatus as well as what is being tested**; remote control apparatus; electro-dynamic apparatus for the remote control of railway points; electro-dynamic apparatus for the remote control of signals; electric monitors for **{specify what is being monitored. E.g. for monitoring electric current and electrical signals}**; sound recording apparatus; Global Positioning System GPS apparatus; distillation apparatus for scientific purposes; diffraction apparatus microscopy; air analysis apparatus; apparatus to check franking; sound transmitting apparatus; apparatus for fermentation laboratory apparatus, **namely, {specify the nature of the apparatus}**; breathing apparatus for underwater swimming; breathing apparatus for divers, except for artificial respiration; apparatus and installations for the production of X-rays, not for medical purposes, **namely, {specify the apparatus by common commercial name}**; cash registers; electric apparatus for commutation **{applicant must clarify the nature of the commutation and the type of apparatus}**; intercommunication apparatus, **namely, {specify by common commercial names. E.g. radios,}**; stills for laboratory experiments; projection apparatus; radiological apparatus for industrial purposes; X-ray apparatus not for medical purposes; blueprint apparatus, **namely, {specify the apparatus by common commercial name}**; flashing lights luminous signals; stereoscopic apparatus, **namely, {specify the apparatus by common commercial name}**; telephone apparatus; facsimile machines; photo telegraphy apparatus; igniting apparatus, electric, for igniting at a distance; acid hydrometers; salinometers; acidimeters for batteries; aerometers; beacons, luminous; battery jars; barometers; anode batteries; galvanic batteries; batteries for lighting; solar batteries; batteries, electric; balances steelyards; betatrons; binoculars; electronic tags for goods; lens hoods; magnetic tape units for computers; computer memory devices; fire hose nozzles; encoded identification bracelets, magnetic; safety tarpaulins; signalling buoys; life buoys; marking buoys; directional compasses; vacuum gauges; electrolyzers; variometers; verniers; scales; letter scales; weighbridges; precision balances; levelling staffs surveying instruments; camcorders; video baby monitors; video cassettes; video telephones; video screens; viewfinders, photographic; sockets, plugs and other contacts electric connections; micrometer screws for optical instruments; viscosimeters; circuit closers; wavemeters; voltmeters; mechanical signs; signs, luminous; switchboxes electricity; current rectifiers; gas testing instruments; **gasometers**; galvanometers; hands free kits for phones; heliographic apparatus; hygrometers; hydrometers; weights; peepholes magnifying lenses for doors; holograms; plotters; loudspeakers; sounding leads; plumb bobs; range finders; densimeters; densitometers; optical goods; detectors; smoke detectors; counterfeit false coin detectors; transparencies for photography; slide projectors; diaphragms photography; dictating machines; dynamometers; light-emitting diodes LED; floppy disks; sound recording discs; **blank magnetic disks**; **blank** optical discs; circular slide rules; disk drives for computers; juke boxes for computers; DNA chips; electronic notice boards; bullet-proof waistcoats vests (Am.); life jackets; identification threads for electric wires; nose clips for divers and swimmers; locks, electric; bells warning devices; alarm bells, electric; electric door bells; signal bells; acoustic conduits; mirrors for inspecting work; road signs, luminous or mechanical; marine depth finders; probes for scientific purposes; buzzers; needles for record players; measures **{identify the type of measures. E.g. tape measures}**; pressure measuring apparatus, **not for medical purposes**; simulators for the steering and control of vehicles; inverters electricity; pressure indicators; temperature indicators; incubators for bacteria culture; measuring instruments **{specify what is being measured. E.g. radiation measuring, resistance measuring, gasometers, etc.}**; cosmographic instruments; mathematical instruments; levelling instruments; instruments containing eyepieces; surveying instruments; azimuth instruments; interfaces for computers; ionization apparatus not for the treatment of air or water; spark-guards; coaxial cables; fiber optic cables; cables, electric; calipers; slide calipers; screw-tapping gauges; calculating machines; pocket calculators; decompression chambers; cinematographic cameras; electronic pens visual display units; holders for electric coils; identity cards, magnetic; video game cartridges; toner cartridges, unfilled, for printers and photocopiers; memory cards for video game machines; encoded magnetic cards; riding helmets; protective helmets; carriers for dark plates photography; automated teller machines ATM; cathodes; spools photography; choking coils impedance; coils, electric; electromagnetic coils; cinematographic film, exposed; computer keyboards; solenoid valves electromagnetic switches; wire connectors electricity; encoded key cards; electronic book readers; electronic agendas; push buttons for bells; mouse pads; magnetic encoders; anti-glare visors; collectors, electric; calibrating rings; protective suits for aviators; commutators **{please clarify the nature of these goods}**; compact discs audio-video featuring **{specify the subject matter}**; compact discs featuring **{identify subject matter. Music, books, etc.}**; comparators; marine compasses; computers; laptop computers; tablet computers; notebook computers; condensers capacitors; contacts, electric; wind socks for indicating wind direction; traffic cones; branch boxes, electricity; distribution boxes, electricity; junction boxes, electricity; battery boxes; cabinets for loudspeakers; diving suits; galena crystals detectors; reflecting discs for wear, for the prevention of traffic accidents; covers for electric outlets; logs, measuring instruments; lasers, not for medical purposes; lactodensimeters; lactometers; vacuum tubes radio; darkroom lamps photography; thermionic tubes; amplifying tubes; flashlights photography; head cleaning tapes recording; magnetic tapes; videotapes; surveying chains; fire escapes; rulers measuring instruments; slide-rules; contact lenses; correcting lenses optics; optical lenses; optical condensers; sounding lines; electricity conduits; measuring spoons; magnifying glasses optics; thread counters; magnets; decorative magnets; close-up lenses; crash test dummies; **teaching apparatus, namely, resuscitation mannequins**; computer peripheral, **namely, mouse**; pressure gauges; divers' masks; solderers' helmets; protective masks; materials for electricity mains wires, **namely, cables**; voting machines; money counting and sorting machines; material testing instruments and machines; furniture especially made for laboratories; megaphones; portable media players; diaphragms acoustics; diaphragms for scientific apparatus; metal detectors for industrial or military purposes; metronomes; measuring instruments, **namely, rules**; carpenters' rules; dressmakers' measures; mechanisms for counter-operated apparatus; coin-operated mechanisms for television sets; shutter releases photography; micrometers; microprocessors; microscopes; microtomes; microphones; modems; lightning conductors rods; monitors computer hardware; monitors computer programs; terminals electricity; junction sleeves for electric cables; teeth protectors; temperature indicator labels, not for medical purposes; knee-pads for workers; headphones; surveyors' levels; sound recording carriers; magnetic data media, **{specify the nature of the media}**;

optical data media {specify the nature of the media}; socks, electrically heated; recorded computer software for {specify the purpose of the software, and if field specific, the subject matter}; sheaths for electric cables; identification sheaths for electric wires; weighing machines; punched card machines for offices; lifesaving apparatus and equipment, namely, {specify the apparatus. E.g. rafts}; shoes for protection against accidents, irradiation and fire; objectives lenses optics; lenses for astrophotography; egg-candlers; fire extinguishers; electrified fences; limiters for electricity; clothing for protection against accidents, irradiation and fire; clothing for protection against fire; asbestos clothing for protection against fire; clothing especially made for laboratories; ozonisers ozonators; octants; eyepieces; ohmmeters; wrist rests for use with computers; spectacle frames; eyeglass frames; oscillographs; plumb lines; mirrors optics; spectacles optics; sunglasses; goggles for sports; signalling panels, luminous or mechanical; radio pagers; pince-nez; electronic pocket translators; telecommunication transmitters, namely, {specify the type. Cable television, radio, etc.}; telephone transmitters; transmitters of electronic signals; switches, electric; periscopes; gloves for divers; gloves for protection against accidents; gloves for protection against X-rays for industrial purposes; asbestos gloves for protection against accidents; furnaces for laboratory use; pipettes; pyrometers; planimeters; surveying instruments, namely, plane tables; plates for batteries; wafers for integrated circuits; printed circuit boards; compact disc players; cassette players; sound recording strips; X-ray films, exposed; films, exposed; life-saving rafts; laboratory trays; semi-conductors; polarimeters; fire pumps; measuring glassware; life belts; fuses; circuit breakers; converters, electric; telerupters; food analysis apparatus; diagnostic apparatus, not for medical purposes; distance recording apparatus; distance measuring apparatus, namely, {specify the nature of the apparatus}; speed measuring apparatus for photography, namely, {specify the nature of the apparatus}; appliances for measuring the thickness of leather; apparatus for measuring the thickness of skins; speed checking apparatus for vehicles, namely, {specify the nature of the apparatus. E.g. radar guns}; teaching apparatus, namely, {specify the nature of the apparatus}; time recording apparatus, namely, {specify the apparatus. E.g. timers, stop watches, etc.} apparatus and instruments for astronomy, namely, {specify the apparatus}; surveying apparatus and instruments; weighing apparatus and instruments; nautical apparatus and instruments, namely, {specify the exact nature of the apparatus and instruments. }; navigational instruments, namely, {specify the purpose of the instruments. E.g. navigation apparatus for boats, loran navigation machines, car navigation computers, etc.}; optical apparatus and instruments, namely, {specify the nature of the apparatus and instruments. E.g. optical character recognition apparatus, optical inspection apparatus for industrial use, etc.}; apparatus and instruments for physics, namely, {specify the common commercial names of the apparatus and instruments}; chemistry apparatus and instruments namely, {specify the common commercial names of the apparatus and instruments}; measuring apparatus namely, {specify the common commercial names of the apparatus}; electric measuring devices {specify the nature of the device and what is being measured}; boiler control instruments; meteorological instruments; naval signalling apparatus, namely, {specify the apparatus. E.g. Marking and signaling buoys, rotating lights, etc.}; observation instruments namely, {specify the instruments by common commercial name}; navigation apparatus for vehicles, namely on-board computers; satellite navigational systems; regulating apparatus for electric current; precision measuring apparatus; audio- and video-receivers; prisms optics; printers for use with computers; hemline markers; retorts' stands; apparatus for changing record player needles; drainers for use in photography; cleaning apparatus for sound recording discs, namely, {specify the apparatus. E.g. magnetic head cleaners}; fire beaters; sighting telescopes for firearms; test tubes; pressure indicator plugs for valves; magnetic wires; telegraph wires; telephone wires; wires, electric; conductors, electric; copper wire, insulated; fuse wire; computer programmes programs, recorded; computer game software; downloadable computer programs for use to {specify the use of the programs as well as the subject matter if field specific}; computer operating programs, recorded; record players; processors, namely, central processing units; rods for water diviners; downloadable electronic publications, namely, {specify the exact type of publication. E.g. books, magazines, etc.} featuring {specify the subject matter}; distribution consoles for electricity; control panels for electricity; radar apparatus; masts for wireless aerials; transmitting sets for telecommunication; radios; vehicle radios; sprinkler systems for fire protection; frames for photographic transparencies; screens for photoengraving; walkie-talkies; voltage surge protectors; voltage regulators for vehicles; stage lighting regulators; electric light regulators, namely, dimmers; speed regulators for record players; cell switches for electricity; washing trays for photography; marking gauges for joinery; time switches, automatic; relays, electric; safety restraints, other than for vehicle seats and sports equipment; X-ray photographs, other than for medical purposes; rheostats; respirators for filtering air; respiratory masks, other than for artificial respiration; retorts; refractometers; refractors; grids for batteries; speaking tubes; horns for loudspeakers; saccharometers; optical fibers fibres light conducting filaments; traffic-light apparatus signalling devices; dog whistles; signalling whistles; sextants; inductors for electricity; safety nets; nets for protection against accidents; fire alarms; signals, luminous or mechanical; sirens; data processing equipment, namely, scanners; smartphones; integrated circuit cards, namely, smart cards; connections for electric lines; couplings, electric; connectors for electricity; sonars; sound locating instruments {please clarify the nature of these instruments}; lighting ballasts; resistances, electric; spectrograph apparatus; spectroscopes; speed indicators; alcoholmeters; satellites for scientific purposes; protection devices for personal use against accidents; audiovisual teaching apparatus, namely, specify the nature of the apparatus. E.g. projectors}; radiotelegraphy sets; radiotelephony sets; spectacle lenses; anti-glare glasses; optical glass; personal stereos; stereoscopes; stands for photographic apparatus; stroboscopes; fire boats; sulfotometers; bags adapted for laptops; drying racks photography; spherometers; integrated circuits; printed circuits; counters; parking meters; kilometer recorders for vehicles; revolution counters; abacuses; egg timers sandglasses; taximeters; ear plugs for divers; tachometers; television apparatus, namely, {specify the function of the apparatus. E.g. television apparatus for projection purposes}; telegraphs; telescopes; teleprompters; teleprinters; portable telephones; theodolites; thermometers, not for medical purposes; thermostats; thermostats for vehicles; crucibles for laboratory use; tone arms for record players; totalizers; electronic transistors; transponders; protractors; transformers for electricity; step-up transformers; vehicle breakdown warning triangles; triodes; starter cables for motors; discharge tubes, electric, other than for lighting; capillary tubes; neon signs; Pitot tubes; X-ray tubes not for medical purposes; telephone receivers; gauges; quantity indicators; automatic indicators of low pressure in vehicle tires; tires; gasoline gauges; water level indicators; electric loss indicators; light-emitting electronic pointers; slope indicators; levels instruments for determining the horizontal; mercury levels; spirit levels; urinometers; amplifiers; particle accelerators; electric installations for the remote control of industrial operations; baby monitors; steering apparatus, automatic, for vehicles; balancing apparatus {clarify the nature and purpose of this apparatus}; video recorders; sound reproduction apparatus; invoicing machines; tape recorders; protection devices against X-rays, not for medical purposes; railway traffic safety appliances; data processing apparatus; oxygen transvasing apparatus; theft prevention installations, electric; film cutting apparatus; drying apparatus for photographic prints; optical character readers; centering apparatus for photographic transparencies; dosage dispensers; battery chargers; chargers for electric batteries; acoustic sound alarms; sounding apparatus and machines; editing appliances for cinematographic films; cathodic anti-corrosion apparatus; couplers data processing equipment; anti-theft warning apparatus; computer peripheral devices; electricity anti-interference devices; demagnetizing apparatus for magnetic tapes; acoustic couplers; alarms; fog signals, non-explosive; whistle alarms; adding machines; readers data processing equipment; heat regulating apparatus; photocopiers photographic, electrostatic, thermic {applicant must provide more information about the photographic, electrostatic and thermic wording. Please specify the nature of these items by their common commercial names}; bar code readers; downloadable computer application software for {specify items. E.g. mobile phones, handheld computers}, namely, software for {specify the function of the programs,. E.g. use in electronic storage of data, etc.}; downloadable ring tones for mobile phones; downloadable image files containing {indicate content or subject matter}; downloadable music files; animated cartoons; filters for

photography; filters for respiratory masks; filters for ultraviolet rays, for photography; USB flash drives; magic lanterns; optical lamps; signal lanterns; cameras, photography; glazing apparatus for photographic prints; shutters, photography; darkrooms, photography; photometers; flash-bulbs, photography; digital photo frames; enlarging apparatus, photography; photovoltaic cells; containers for contact lenses; spectacle cases; pince-nez cases; containers for microscope slides; cases especially made for photographic apparatus and instruments; chromatography apparatus for laboratory use; **chronographs**; laboratory centrifuges; eyeglass chains; cyclotrons; **compasses**; frequency meters; time clocks **for recording time**; Petri dishes; sleeves for laptops; fire blankets; integrated circuit **chips**; **jigs**; pedometers; meteorological balloons; electrified rails for mounting spot lights; asbestos screens for firemen; fire hose; protective helmets for sports; cell phone straps; eyeglass cords; tripods for cameras; switchboards; distribution boards electricity; screens photography; workmen's protective face-shields; projection screens; radiology screens for industrial purposes; fluorescent screens; exposure meters light meters; ducts electricity; galvanic cells; epidiascopes; ergometers; armatures electricity

Identification of services requires clarification – Class 36

Some of the wording in the identification of services is indefinite and too broad and must be clarified. *See* 37 C.F.R. §2.32(a)(6); TMEP §§1402.01, 1402.03.

The following substitute wording is suggested, if accurate:

Class 36: Insurance {**specify the nature of the insurance. E.g. insurance brokerage, insurance claims processing, insurance information and consultancy, etc.**}; financial affairs and monetary affairs, **namely, {specify the exact nature of these services. E.g. financial information, management and analysis services}**; real estate affairs {**specify the services. E.g. real estate appraisals, assessment and management of real estate, etc.**}; credit bureaux; debt collection agencies; real estate agencies; financial analysis; renting of apartments; leasing of real estate; rental of offices, real estate; leasing of farms; lease-purchase financing; savings bank services; accommodation bureaux apartments; rent collection; issuing of travellers' checks cheques; issuance of credit cards; issue of tokens of value; capital investment; insurance information; financial information; **financial clearing houses**; insurance consultancy; financial consultancy; debt advisory services; stock exchange quotations; lending against security; business liquidation services; brokerage of {**specify subject of brokerage. E.g. art, aircraft, bonds, etc.**}; financial management; exchanging money; online banking; debit card services; credit card services; factoring; organization of collections; arranging finance for construction projects; antique appraisal; jewelry appraisal; financial evaluation of standing timber; stamp appraisal; real estate appraisal; numismatic appraisal; art appraisal; financial evaluation of wool; financial evaluation of insurance, banking, real estate; repair costs evaluation, **namely, financial appraisal**; electronic funds transfer; surety services; securities brokerage; real estate brokers; brokerage of carbon credits; insurance brokerage; loans financing; pawn brokerage; providing financial information via a web site; check verification; charitable fund raising; financial sponsorship; mortgage banking; installment loans; insurance underwriting; life insurance underwriting; health insurance underwriting; accident insurance underwriting; marine insurance underwriting; fire insurance underwriting; apartment house management; real estate management; actuarial services; banking; stock brokerage services; retirement payment services; trusteeship; provident fund services; customs brokerage; mutual funds; financing services; safe deposit services **for deposits of valuables**; fiscal assessments

Identification of services requires clarification – Class 38

Some of the wording in the identification of services is indefinite and too broad and must be clarified. *See* 37 C.F.R. §2.32(a)(6); TMEP §§1402.01, 1402.03.

The following substitute wording is suggested, if accurate:

Class 38: Telecommunications, **namely, {specify the nature of the services. E.g. providing fiber optic network services, etc.}**; news agencies, **namely, the transmission of news items to news reporting organizations (also: news agency services for electronic transmission)**; wireless broadcasting; television broadcasting; cable television broadcasting; telecommunications services, **namely, electronic bulletin board services**; information about telecommunication; providing user access to global computer networks; providing access to databases; providing internet chatrooms; providing telecommunications connections to a global computer network; providing telecommunication channels for teleshopping services; transmission of greeting cards online; message sending; computer aided transmission of messages and images; transmission of telegrams; transmission of digital files; electronic mail; providing online forums **for {indicate field or subject of forum}**; videoconferencing services; rental of message sending apparatus; rental of access time to global computer networks; rental of modems; rental of telecommunication equipment; rental of telephones; rental of facsimile apparatus; radio broadcasting; communications by fiber optic networks; cellular telephone communication; communications by computer terminals; satellite transmission; communications by telegrams; communications by telephone; facsimile transmission; paging services **by means of** radio, telephone or other means of electronic communication; teleconferencing services; telex services; voice mail services; telecommunications routing and junction services; telegraph services; telephone services.

Identification of services requires clarification – Class 45

Some of the wording in the identification of services is indefinite and too broad and must be clarified. *See* 37 C.F.R. §2.32(a)(6); TMEP §§1402.01, 1402.03.

The following substitute wording is suggested, if accurate:

Class 45: Legal services; security services for the protection of property and individuals; personal and social services rendered by others to meet the needs of individuals {**this wording is indefinite. Applicant must clarify what is meant by personal and social services rendered. This wording is very broad and could include many different types of services. E.g. dating services**}; marriage agencies; detective agencies; night guards; adoption agency services; arbitration services; rental of safes; embalming services; undertaking; lost property return; releasing doves for special occasions; genealogical research; legal research; security consultancy; intellectual property consultancy; monitoring intellectual property rights for legal advisory purposes; monitoring of burglar and security alarms; crematorium services; licensing of intellectual property; licensing of computer software legal services; organization of religious meetings; opening of security locks, **namely, locksmithing**; guards; planning and arranging of wedding ceremonies;

missing person investigations; litigation services; baby sitting; pet sitting; baggage inspection for security purposes; inspection of factories for safety purposes; evening dress rental; rental of fire extinguishers; clothing rental; rental of fire alarms; **legal services, namely**, registration of domain names; personal background investigations; fire-fighting; escorting in society chaperoning; horoscope casting; copyright management; dating services; alternative dispute resolution services; house sitting; mediation; funerals; on-line social networking services **in the field of {indicate specific field, e.g. math, music, etc.}**; personal body guarding.

An applicant may only amend an identification to clarify or limit the goods and/or services, but not to add to or broaden the scope of the goods and/or services. 37 C.F.R. §2.71(a); *see* TMEP §1904.02(c)(iv). In an application filed under Trademark Act Section 66(a), the scope of the identification for purposes of permissible amendments is limited by the international class assigned by the International Bureau of the World Intellectual Property Organization (International Bureau). 37 C.F.R. §2.85(f); TMEP §§1402.07(a), 1904.02(c). If an applicant amends an identification to a class other than that assigned by the International Bureau, the amendment will not be accepted because it will exceed the scope and those goods and/or services will no longer have a basis for registration under U.S. law. TMEP §§1402.01(c), 1904.02(c).

In addition, in a Section 66(a) application, an applicant may not change the classification of goods and/or services from that assigned by the International Bureau in the corresponding international registration. 37 C.F.R. §2.85(d); TMEP §§1401.03(d), 1402.01(c). Further, in a multiple-class Section 66(a) application, an applicant may not transfer goods and/or services from one existing international class to another. 37 C.F.R. §2.85(d); TMEP §§1401.03(d), 1402.01(c).

Therefore, any modification to this wording must identify goods and/or services in International Classes 9, 36, 38 and 45 the classification specified in the application for these goods and/or services.

For assistance with identifying and classifying goods and services in trademark applications, please see the USPTO's online searchable *U.S. Acceptable Identification of Goods and Services Manual* at <http://tess2.uspto.gov/netahtml/tidm.html>. *See* TMEP §1402.04.

Description of mark required

Applicant must submit an accurate and concise description of the literal and design elements in the mark. 37 C.F.R. §2.37; *see* TMEP §§808.01, 808.02. The following is suggested, if accurate:

The mark consists of three stylized triangles pointing towards each other next to the wording GLOBAL ONE.

WHO IS PERMITTED TO RESPOND TO THIS PROVISIONAL FULL REFUSAL: Any response to this provisional refusal must be personally signed by an individual applicant, all joint applicants, or someone with legal authority to bind a juristic applicant (e.g., a corporate officer or general partner). 37 C.F.R. §§2.62(b), 2.193(e)(2)(ii); TMEP §712.01. If applicant hires a qualified U.S. attorney to respond on his or her behalf, then the attorney must sign the response. 37 C.F.R. §§2.193(e)(2)(i), 11.18(a); TMEP §§611.03(b), 712.01. Qualified U.S. attorneys include those in good standing with a bar of the highest court of any U.S. state, the District of Columbia, Puerto Rico, and other federal territories and possessions of the United States. *See* 37 C.F.R. §§2.17(a), 2.62(b), 11.1, 11.14(a); TMEP §§602, 712.01. Additionally, for all responses, the proper signatory must personally sign the document or personally enter his or her electronic signature on the electronic filing. *See* 37 C.F.R. §2.193(a); TMEP §§611.01(b), 611.02. The name of the signatory must also be printed or typed immediately below or adjacent to the signature, or identified elsewhere in the filing. 37 C.F.R. §2.193(d); TMEP §611.01(b).

In general, foreign attorneys are not permitted to represent applicants before the USPTO (e.g., file written communications, authorize an amendment to an application, or submit legal arguments in response to a requirement or refusal). *See* 37 C.F.R. §11.14(c), (e); TMEP §§602.03-.03(b), 608.01.

DESIGNATION OF DOMESTIC REPRESENTATIVE: The USPTO encourages applicants who do not reside in the United States to designate a domestic representative upon whom any notice or process may be served. TMEP §610; *see* 15 U.S.C. §§1051(e), 1141h(d); 37 C.F.R. §2.24(a)(1)-(2). Such designations may be filed online at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

/Carolyn A. Pendleton/
Trademark Examining Attorney
Law Office 103
Phone: 571-272-9207
carolyn.pendleton@uspto.gov

TO RESPOND TO THIS LETTER: Go to http://www.uspto.gov/trademarks/teas/response_forms.jsp. Please wait 48-72 hours from the issue/mailling date before using the Trademark Electronic Application System (TEAS), to allow for necessary system updates of the application. For *technical* assistance with online forms, e-mail TEAS@uspto.gov. For questions about the Office action itself, please contact the assigned trademark examining attorney. **E-mail communications will not be accepted as responses to Office actions; therefore, do not respond to this Office action by e-mail.**

All informal e-mail communications relevant to this application will be placed in the official application record.

WHO MUST SIGN THE RESPONSE: It must be personally signed by an individual applicant or someone with legal authority to bind an applicant

(i.e., a corporate officer, a general partner, all joint applicants). If an applicant is represented by an attorney, the attorney must sign the response.

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at TrademarkAssistanceCenter@uspto.gov or call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

Print: Sep 11, 2016

78217967

TYPED DRAWING

Serial Number
78217967

Status
REGISTERED AND RENEWED

Word Mark
GLOBAL ONE NUMBER

Standard Character Mark
No

Registration Number
2916028

Date Registered
2005/01/04

Type of Mark
SERVICE MARK

Register
PRINCIPAL

Mark Drawing Code
(1) TYPED DRAWING

Owner
Satcom Direct, Inc CORPORATION MINNESOTA 1901 Highway A1A Satellite
Beach FLORIDA 32937

Goods/Services
Class Status -- ACTIVE. IC 038. US 100 101 104. G & S:
TELECOMMUNICATION SERVICES FOR AIR TO GROUND AND GROUND TO AIR
COMMUNICATIONS, NAMELY, LOCAL AND LONG DISTANCE TRANSMISSION OF AUDIO,
VIDEO AND DATA TRANSMISSION BY MEANS OF SATELLITES AND RELAYING GROUND
STATIONS. First Use: 1997/01/01. First Use In Commerce: 1997/01/01.

Section 21 Statement
2(F) ENTIRE MARK

Filing Date
2003/02/24

Examining Attorney
SNAPP, TINA L.

Attorney of Record
Mark Whitson

Print: Sep 11, 2015

86074009

DESIGN MARK

Serial Number
86074009

Status
SU - NON-FINAL ACTION - MAILED

Word Mark
GLOBAL ONE IP

Standard Character Mark
Yes

Type of Mark
SERVICE MARK

Register
PRINCIPAL

Mark Drawing Code
(4) STANDARD CHARACTER MARK

Owner
Satcom Direct, Inc. CORPORATION MINNESOTA 1901 Highway A1A Satellite
Beach FLORIDA 32937

Goods/Services
Class Status -- ACTIVE. IC 039. US 100 101 102. G & S: Managing
telecommunications networks for others, namely, managing telephone
service for other carriers. First Use: 2014/03/24. First Use In
Commerce: 2014/03/24.

Goods/Services
Class Status -- ACTIVE. IC 039. US 100 101 104. G & S:
Communication services, namely, transmission of voice, audio, visual
images and data by telecommunications networks, wireless communication
networks, the Internet, information services networks and data
networks; telecommunication services, namely, transmission of voice,
data, graphics, images, audio and video by means of telecommunications
networks, wireless communication networks, and the Internet;
telecommunications services for providing multiple-user access to a
global computer network. First Use: 2014/03/24. First Use In
Commerce: 2014/03/24.

Prior Registration(s)
2916028

Disclaimer Statement
NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GLOBAL" AND "IP" APART
FROM THE MARK AS SHOWN.

Print: Sep 11, 2015

88074009

Filing Date
2013/09/25

Examining Attorney
CORWIN, CHARLOTTE

Attorney of Record
Mark Whiteon

Global One IP