

To: Howard S. Michael(officeactions@crowell.com)
Subject: U.S. Trademark Application Serial No. 97119786 - A - 514595.1605
Sent: August 23, 2022 06:50:50 PM EDT
Sent As: tmng.notices@uspto.gov

Attachments

**United States Patent and Trademark Office (USPTO)
Office Action (Official Letter) About Applicant's Trademark Application**

U.S. Application Serial No. 97119786

Mark: A

Correspondence Address:

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Applicant: Ancra International LLC

Reference/Docket No. 514595.1605

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NONFINAL OFFICE ACTION

The USPTO must receive applicant's response to this letter within six months of the issue date below or the application will be [abandoned](#). Respond using the Trademark Electronic Application System (TEAS). A link to the appropriate TEAS response form appears at the end of this Office action.

Issue date: August 23, 2022

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 RESULTS

The trademark examining attorney has searched the USPTO database of registered and pending marks and has found no conflicting marks that would bar registration under Trademark Act Section 2(d). 15 U.S.C. §1052(d); TMEP §704.02.

SUMMARY OF ISSUES:

- Identification and Classification of Goods
- Multiple Class Application Requirements

IDENTIFICATION AND CLASSIFICATION OF GOODS

Some of the wording in the identification of goods is indefinite and must be clarified and/or reclassified because the nature of the goods is unclear, the wording is too broad, and the wording is misclassified or could include goods in more than one class. *See* 37 C.F.R. §2.32(a)(6); TMEP §1402.01. Applicant must amend this wording to specify the common commercial or generic name of the goods. *See* TMEP §1402.01. If the goods have no common commercial or generic name, applicant must describe the product, its main purpose, and its intended uses. *See id.*

For example, the wording "All-purpose non-metal straps" is overly broad and must be further clarified because classification of such goods depends on material composition. For example, such goods could include both all-purpose leather straps in class 18 and all-purpose nylon straps in class 22. The wording "non-metal slings for loading and securing cargo" should also be further classified by indicating the material composition, particularly with respect to slings for securing cargo.

The wording "tarps, namely, unfitted tarps for power machinery" in class 7 is definite, but misclassified. Such goods are properly classified in class 22 with other unfitted tarps. Applicant may note that tarps that are fitted for power machinery would be in class 7. Similarly, the wording "tarps for covering cargo in the nature of fitted tarps for covering cargo within transport vehicles" requires further clarification and may be misclassified in class 22, as fitted covers for vehicles or structural parts of vehicles are generally in class 12.

Applicant may substitute the following wording, if accurate:

Class 6 is definite as submitted.

Class 7: Lifting and loading equipment, namely, pulleys and blocks in the nature of pulleys being parts of machines and electric pulley blocks; winches; ~~tarps, namely, unfitted tarps for power machinery~~

Class 9 is definite as submitted.

Class 11 is definite as submitted.

Class 12: Metal mounting tracks for installation in cargo trailers or cargo carrying vehicles, **namely, {specify the particular goods in class 12 by common commercial name, e.g., mounting brackets for holding containers adapted for vehicles}**; Lifting and loading equipment for land vehicles, namely, belt pulleys; Cargo nets for vehicles; **fitted tarps for covering cargo within transport vehicles in the nature of {further specify the particular**

goods in class 12 by common commercial name, e.g., fitted covers for the cargo area of vehicles}

Class 18: All-purpose **leather** straps

Class 19 is definite as submitted.

Class 20: Non-metal tie down fittings for use in retaining articles, **namely, {specify the particular non-metal goods in class 20 by common commercial name, e.g., non-metal hooks}**; Non-metal anchor plates for use in retaining cargo, **namely, {specify the particular goods in class 20 by common commercial name, e.g., plastic storage containers for commercial or industrial use}**; Non-metal lifting and loading equipment, namely, non-metal pulleys **{further specify the nature of the goods in class 20, e.g., other than for machines}**; non-metal beam stops, namely, non-metal **{further specify the nature of the brackets, e.g., mounting}** brackets for general use

Class 22: All-purpose non-metal straps **comprised of {specify the material composition of the goods in class 22, e.g., synthetic textile materials, excluding artificial leather}**; **{further specify the nature of the goods in class 22, e.g., commercial}** nets for cargo control; ropes; non-metal slings of **{further specify the material composition of the goods, e.g., rope or fabric}** for loading and securing cargo; netting; ~~tarps for covering cargo in the nature of fitted tarps for covering cargo within transport vehicles;~~ tarps, namely, unfitted tarps for power machinery

Applicant's goods and/or services may be clarified or limited, but may not be expanded beyond those originally itemized in the application or as acceptably amended. *See* 37 C.F.R. §2.71(a); TMEP §1402.06. Applicant may clarify or limit the identification by inserting qualifying language or deleting items to result in a more specific identification; however, applicant may not substitute different goods and/or services or add goods and/or services not found or encompassed by those in the original application or as acceptably amended. *See* TMEP §1402.06(a)-(b). The scope of the goods and/or services sets the outer limit for any changes to the identification and is generally determined by the ordinary meaning of the wording in the identification. TMEP §§1402.06(b), 1402.07(a)-(b). Any acceptable changes to the goods and/or services will further limit scope, and once goods and/or services are deleted, they are not permitted to be reinserted. TMEP §1402.07(e).

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*](#). *See* TMEP §1402.04.

MULTIPLE CLASS APPLICATION REQUIREMENTS

The application identifies goods and/or services in more than one international class; therefore, applicant must satisfy all the requirements below for each international class based on Trademark Act Section 1(b):

- (1) **List the goods and/or services by their international class number** in consecutive numerical order, starting with the lowest numbered class.
- (2) **Submit a filing fee for each international class** not covered by the fee(s) already paid

(view the [USPTO's current fee schedule](#)). The application identifies goods and/or services that are classified in at least 9 classes; however, applicant submitted a fee(s) sufficient for only 8 class(es). Applicant must either submit the filing fees for the classes not covered by the submitted fees or restrict the application to the number of classes covered by the fees already paid.

See 37 C.F.R. §2.86(a); TMEP §§1403.01, 1403.02(c).

For an overview of the requirements for a Section 1(b) multiple-class application and how to satisfy the requirements online using the Trademark Electronic Application System (TEAS) form, see the [Multiple-class Application webpage](#).

How to respond. [Click to file a response to this nonfinal Office action](#).

ASSISTANCE

Please call or email the assigned trademark examining attorney with questions about this Office action. Although an examining attorney cannot provide legal advice, the examining attorney can provide additional explanation about the refusal(s) and/or requirement(s) in this Office action. *See* TMEP §§705.02, 709.06.

The USPTO does not accept emails as responses to Office actions; however, emails can be used for informal communications and are included in the application record. *See* 37 C.F.R. §§2.62(c), 2.191; TMEP §§304.01-.02, 709.04-.05.

Applicants may also contact the Trademark Assistance Center with questions about navigating electronic forms, application status updates, and other issues by e-mailing TrademarkAssistanceCenter@uspto.gov or calling 1-571-272-9250.

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RESPONSE GUIDANCE

- **Missing the response deadline to this letter will cause the application to [abandon](#).** The response must be received by the USPTO before midnight **Eastern Time** of the last day of the response period. TEAS maintenance or [unforeseen circumstances](#) could affect an applicant's ability to timely respond.
- [Responses signed by an unauthorized party](#) are not accepted and can **cause the application to**

abandon. If applicant does not have an attorney, the response must be signed by the individual applicant, all joint applicants, or someone with **legal authority to bind a juristic applicant**. If applicant has an attorney, the response must be signed by the attorney.

- If needed, **find** **contact information for the supervisor** of the office or unit listed in the signature block.

United States Patent and Trademark Office (USPTO)

USPTO OFFICIAL NOTICE

Office Action (Official Letter) has issued
on August 23, 2022 for
U.S. Trademark Application Serial No. 97119786

A USPTO examining attorney has reviewed your trademark application and issued an Office action. You must respond to this Office action in order to avoid your application abandoning. Follow the steps below.

- (1) **[Read the Office action](#)**. This email is NOT the Office action.
- (2) **Respond to the Office action by the deadline** using the Trademark Electronic Application System (TEAS). Your response must be received by the USPTO on or before 11:59 p.m. **Eastern Time** of the last day of the response period. Otherwise, your application will be **[abandoned](#)**. See the Office action itself regarding how to respond.
- (3) **Direct general questions** about using USPTO electronic forms, the USPTO **[website](#)**, the application process, the status of your application, and whether there are outstanding deadlines to the **[Trademark Assistance Center \(TAC\)](#)**.

After reading the Office action, address any question(s) regarding the specific content to the USPTO examining attorney identified in the Office action.

GENERAL GUIDANCE

- **[Check the status](#) of your application periodically** in the **[Trademark Status & Document Retrieval \(TSDR\)](#)** database to avoid missing critical deadlines.
- **[Update your correspondence email address](#)** to ensure you receive important USPTO notices about your application.
- **[Beware of trademark-related scams](#)**. Protect yourself from people and companies that may try to take financial advantage of you. Private companies may call you and pretend to be the USPTO or may send you communications that resemble official USPTO documents to trick you. We will never request your credit card number or social security number over the phone. And all official USPTO correspondence will only be emailed from the domain “@uspto.gov.” Verify the correspondence originated from us by using your Serial Number in our database, **[TSDR](#)**, to confirm that it appears under the “Documents” tab, or contact the **[Trademark Assistance Center](#)**.

- **Hiring a U.S.-licensed attorney.** If you do not have an attorney and are not required to have one under the trademark rules, we encourage you to hire a U.S.-licensed attorney specializing in trademark law to help guide you through the registration process. The USPTO examining attorney is not your attorney and cannot give you legal advice, but rather works for and represents the USPTO in trademark matters.

User: Jonathan Orourke

Statistics for Case 97119786						
#	Search	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/Search Duration
1	97119786[sn]	1	0	1	1	0:00
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Session ended 08/23/2022 6:26 pm

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Near Level 1