



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

October 25, 2012

Mr. Andy Ninh
3TMC/3rd Alternative
P.O. Box 1818
Rancho Cucamonga, CA 91729-1818

Dear Mr. Ninh:

This letter is to inform you that, for the reasons set forth below, the United States Patent and Trademark Office (USPTO) is considering prohibiting the use of contact information relating to you or your company, 3TMC/3rd Alternative, for purposes of correspondence with the USPTO, and excluding you from participating as a correspondent or domestic representative in any trademark matters before the USPTO.

Our records indicate that you and your company have been involved with more than 600 trademark applications before the USPTO. Specifically, these applications, which belong to various entities and individuals, typically list you, 3TMC, or 3rd Alternative as the correspondent, domestic representative, or both. In addition, the e-mail address tmregistered@gmail.com, which is associated with you and your company, is also provided in the correspondence section of the applications, even when your name or your company's name is not listed. Attached is a list of the serial numbers of relevant applications and registrations that are still active. This list is current up to October 2012. Please note that any other relevant applications filed subsequently, or otherwise not included on the attached list, are also subject to the actions described below.

The USPTO has found no indication that you are an attorney authorized to practice before the USPTO in trademark matters. Furthermore, your relationship to these various applicants is unclear, which calls into question the purpose of directing all application-related correspondence to you or your company.

The circumstances and available information suggest that you are preparing trademark filings to be submitted to the USPTO or are otherwise acting on behalf of applicants in connection with the referenced applications. If so, these actions may constitute the unauthorized practice of trademark law before the USPTO. See 37 C.F.R. §§11.5(b)(2), 11.14; TMEP §608.¹

¹ Please note that "TMEP" identifies the *Trademark Manual of Examining Procedure* (8th ed.), available online at <http://tess2.uspto.gov/tmdb/tmep/>.

Therefore, you are hereby provided 14 calendar days to show cause why the USPTO should not cease use of contact information relating to you or your company for correspondence and prohibit participation by you or your company as a correspondent or domestic representative in any trademark cases before the USPTO. Any such showing should include evidence for each case that demonstrates the legitimacy of using contact information for you or your company for purposes of correspondence with the USPTO.

Your response must be received at the following address on or before the close of business on November 8, 2012.

U.S. Patent and Trademark Office
Trademark Petition Office
Attn: Mr. Charles G. Joyner
600 Dulany Street, Madison East 4A85
Alexandria, VA.22314

Failure to submit your response before the end of the 14-day period will result in the aforementioned actions by the USPTO.

Sincerely,



Deborah S. Cohn
Commissioner for Trademarks

**Attachment – Serial Numbers of Active Applications/Registrations
Associated with Andy Ninh and/or 3TMC**

73527397	77139809	77714952	85127561	85247564	85667583
73527398	77139813	77714954	85129753	85251755	85667584
73527399	77139815	77714956	85130682	85288493	85667589
73527400	77140913	77729927	85130691	85288496	85667597
73551933	77140934	77765719	85130694	85288497	85672167
73551935	77144417	77781701	85130699	85288498	85679579
73581837	77144423	77787498	85131324	85310158	85537805
73589240	77146711	77787508	85131440	85310480	85537807
73649099	77146952	77799222	85134322	85310494	85561920
73821673	77146954	77799229	85134782	85347513	85574028
73822244	77146957	77799776	85135106	85351570	85574036
74004918	77152485	77807153	85139435	85372342	85577682
74005281	77157149	77832659	85168770	85372366	85577689
74125736	77157157	77832665	85172462	85372380	85577692
76058037	77157160	77835725	85172538	85381436	85577695
76155552	77159038	77839546	85179736	85384011	85577697
76190591	77159115	77843415	85179817	85384026	85591459
74718929	77168338	77843779	85185147	85384188	85591486
75063248	77179464	77856884	85193006	85384366	85591492
75483250	77179466	77856889	85209652	85384370	85591500
75858753	77179467	77881310	85220485	85384391	85591510
76273553	77185389	77881311	85225079	85392802	85625024
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78310205	77185603	77896858	85270994	85395032	85636865
78403254	77185604	77896973	85281687	85401310	85135101
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78405289	77196521	77897135	85348401	85434715	85574042
78405292	77222139	77897165	85381797	85447338	77142036
78525218	77225301	77897275	85381803	85452712	77776162
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78697870	77249655	77897398	85201191	85455032	85084792
78854076	77252860	77897454	85385239	85455101	77512900
76517105	77252887	77910570	85401952	85468995	85592092
76517558	77264385	77910575	85402005	85476877	85598882
76523202	77264386	77914947	85462466	85480497	85604855
76578848	77264387	77917488	76587046	85484992	85604856
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76594705	77273743	77940641	76600003	85488808	85618041
76597253	77274977	77958305	76613975	85499389	85623659
76597254	77309474	77958312	76620091	85499396	85627734
76598168	77328550	77958313	76656939	85508924	85627735
85209648	77334320	78421319	77033760	85518693	85636965
85201186	77340506	78474539	77050171	85523388	85636982

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76630893	77347819	78606355	77050199	85523390	77626124
76630894	77361421	78667958	77074627	85523393	77627037
75719827	77361425	78698945	77098896	85523397	77630814
75733393	77362090	78698954	77133658	85523403	77630819
76330245	77368056	78739387	77266760	85627737	77637583
76523067	77381652	78868518	77266765	85636773	77637584
76538350	77419461	78868568	77337279	85636778	77665565
76584942	77419473	78888424	77454613	77060953	77671594
76422228	77448956	78900120	78887336	77063295	77671598
76578849	77478673	78906889	78957528	77063318	77671602
76581297	77502945	78935452	78957610	77075639	77671607
76598559	77535367	78955857	85114991	77079316	77671609
76618858	77535436	79068471	76581057	77095266	77686958
76633984	77538893	85001918	77004886	77095272	77686959
76634382	77539889	85020046	77030641	77098885	77690133
76638064	77548930	85020054	77031718	77098889	77690135
76642626	77580796	85020131	77033495	77098891	77690142
76643158	77592832	85030348	77302406	77098892	77690144
77001040	77620235	85034222	78610810	77098893	77708174
77009346	77620239	85035608	78731198	77098894	85059069
77011240	77620240	85035624	78752753	77110990	85074982
77040106	77620241	85035656	78783352	77115398	85155560
77040935	77620242	85035773	78783362	77133804	85172615
85107665	77623715	85044322	78812748	77133810	85179785
85122435	77626118	85051301	78835210	77133937	85201190
85122437	85066980	85051314	78893350	77139807	85093080
85126547	85072961	85054469	78879313	77856887	85225034
85126549	85072978	85058893	85510998	77910578	85220498
85091179	85073007	85058972	77813455	77646204	85220492
85201188	85073119	85059070	85060125	85093113	