

10/3/01

**THIS DISPOSITION
IS NOT CITABLE AS PRECEDENT
OF THE T.T.A.B.**

Paper No. 11
TJQ

UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Trial and Appeal Board

In re SnapTrack, Inc.

Serial No. 75/548,099

Request for Reconsideration

Lori M. Stockton, Lori N. Boatright and Michael W. Hicks of Blakely, Sokoloff, Taylor & Zafman for applicant.

James A. Rauen, Trademark Examining Attorney, Law Office 103 (Michael Hamilton, Managing Attorney).

Before Simms, Cissel and Quinn, Administrative Trademark Judges.

Opinion by Quinn, Administrative Trademark Judge:

The Board has fully considered applicant's arguments.¹

The request for reconsideration is denied.

¹ The final paragraph in the request for reconsideration is not quite understood:

Applicant conversely submits there is and has always been a distinction between the different marks SMARTSERVER and SMARTSERV and SMARTSERVE ONLINE and submits without recognizing and addressing the same, neither the Examining Attorney nor the Board has considered the commercial impressions of the Applicant conversely submits there is and has always been a distinction between the different words "outdoors" and "outdoor" and submits without

recognizing and addressing the same, neither the Examining Attorney nor the Board has considered the mark for which registration is sought, to say nothing of considering the descriptiveness thereof.

A portion of the paragraph apparently relates to a different appeal, application Serial No. 75/711,655, also handled by applicant's counsel.