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January 6, 2016

Via Facsimile (571)-272-9131 273.9109

Examiner David Collier
Law Office 109
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Re: Serial No. 86/794511 "FLIP CUP"

Dear Examiner Collier:

Enclosed herewith is the Response and Amendment of the Applicant, The Haywire Group, Inc., with respect to the above mentioned case. The Response is filed in a timely manner and therefore no additional fees are required. We appreciate your cooperation with this application for registration. Please contact me with any questions or concerns.

Very truly yours,



Deborah A. Basile

DAB/rsp
CC: Mike Fisher

610912.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 86/794511
Applicant: The Haywire Group, Inc.
Mark: FLIP CUP
Filing Date: October 21, 2015
Examiner: David Collier
Law Office: 109

RESPONSE AND AMENDMENT

The Applicant submits this Response and Amendment in response to the Office Action of the Examiner dated December 11, 2015.

1. **Search.** The Applicant acknowledges that the office records have been searched and no similar registered or pending mark has been found that would bar registration under Trademark Act Section 2(d).
2. **Amendment to Supplemental Register.** The Applicant intends to seek registration on the Supplemental Register and will amend its application to seek registration on the Supplemental Register within the appropriate timeframe following filing of the Amendment to Allege Use.
3. **Disclaimer.** No claim is made to the exclusive right to use “CUP” apart from the mark as shown.
4. **Identification of Goods.** The applicant adopts the following identification of goods International Class 28: “toys and games, namely, a card game also featuring cups and tokens.” The applicant seeks registration in one International Class for which the filing fee has been paid.

Thank you for your attention this preliminary Response and Amendment.

610912.1

Respectfully submitted as a sealed instrument on this 6 day of January, 2016.



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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being by facsimile to the United States Patent and Trademark Office, facsimile number (571) 273-9101

on January 6, 2016:

Examiner David Collier
Law Office 109
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Typed or printed name of person signing this certificate:


Deborah A. Basile, Esq.

Date of Signature:

January 6, 2016