



TRADEMARK PROSECUTION PART I: SEARCHING AND FILING A TRADEMARK APPLICATION AT THE USPTO

Presented by
MICHAEL FEIGIN, ESQ.
U.S. PATENT ATTORNEY

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COURSE OUTLINE

- I. **How to Obtain a Trademark** (0 – 2 minutes)
 - A. Presentation
 - 1. Speaker
 - a. Michael Feigin
 - b. Patent and trademark attorney
 - 2. Topic
 - a. Trademark prosecution
 - b. How you obtain a trademark (TM)
 - c. From beginning to end
 - B. Overview
 - 1. Conducting a TM search
 - 2. Filling a TM application
 - 3. How you work with the TM office
 - C. Trademark timeline
 - 1. Search – 0 months
 - 2. Examination – 4 months
 - 3. Publication – 6 months
 - 4. Notice of allowance – 9 months
 - 5. Trademark issues – 10 months
- II. **Conducting a Trademark Search** (2 – 20 minutes)
 - A. Your client
 - 1. Wants to trademark “Fancy Star”
 - a. Run search on USPTO website
 - b. The mark is abandoned
 - i. Further search?
 - ii. Still using?
 - iii. Just didn’t use their trademark?
 - 2. Run a search for “Fancy”
 - a. 334 hits
 - b. More manageable
 - c. But way too many
 - 3. Narrow down further
 - a. Classes 29, 30, 31

4. Jewelry
 - a. Class 14
 - b. Precious metals or alloys
5. Search
 - a. (live)[LD] AND (fancy)[COMB] and (014)[ic]
 - b. 29 records
 - i. Fancy Doodle
 - ii. Fancy Chance
 - iii. Fancy
6. Fancy
 - a. 2010
 - b. Likelihood of confusion?
7. Also review
 - a. Fancy Chance
 - b. Fancy Doodle

B. Counseling the client

1. There are a lot of products with the name “fancy” in it
 - a. It’s a crowded field
 - b. Because there are some any with the name “fancy”
 - c. USPTO is more likely to grant the TM
 - d. Since there are so many others it’s not unique
2. Consider using “Kindle”
 - a. Not going to work
 - b. This is a unique name
 - c. Amazon has spent millions on it

C. Full clearance searches

1. Subscribe to database or pay to do a search
2. Searches more than just USPTO database
 - a. Common law database
 - b. Periodicals
 - c. Websites
 - d. Domain names
3. Cost
 - a. More money than simple USPTO search
4. Time
 - a. Search hundreds of pages

D. USPTO

1. Only searches internal database
 2. If you search Fancy Star on Google
 - a. Earrings
 - b. Diamonds
 - c. Rain coat
- E. Assume Fancy Star = OK to file
1. Fancy Star with jewelry
 - a. Probably get the TM through
 - b. Recommend to client NOT doing it
 2. Client has a TM
 - a. But probably NOT much value
 - b. Previous users
 - c. Priority
 - d. Wouldn't be able to stop prior users
 3. Ultimate decision
 - a. Is up to the client

III. **Filing the Trademark Application with the USPTO** (20 – 55 minutes)

- A. USPTO website
1. TEAS
 - a. Trademark filing
 2. TESS
 - a. Trademark search database
 3. Fees
 - a. Different fees for the same thing
 - b. Cheapest one for today's lesson
 - c. You choose the goods/services covered from the manual
 - d. NOT entering them freeform
 4. Benefits of online
 - a. Much quicker to use web portal
 - b. Make sure information is accurate
 - c. Upload info online
 - d. Save data
- B. Principal register
1. Most of TMs
 - a. Get statutory damages for infringement
 2. Supplemental
 - a. Descriptive marks

- b. If no secondary meeting
- c. StartABusiness.com example
- d. Acquired another meaning
 - i. Usually 5+ years
 - ii. Spend lots of money in advertising

C. Trademark/Service Mark application

- 1. Types of marks
 - a. Logo vs. sound mark
- 2. Sounds as trademarks
 - a. Lucas Films
 - b. 20th Century Fox
 - c. NBC
 - i. Owned by General Electric Corp
 - ii. 3 music notes
 - iii. G-E-C
 - iv. General Electric Corporation

D. Logo example = Funstar

- 1. Upload the mark
- 2. List colors
- 3. Describe the mark
 - a. Malformed yellow star
 - b. Thick black outline
 - c. Above the word Funstar in yellow
- 4. TM examiner call you back
 - a. Wants to amend description
- 5. Disclaimer
- 6. Translation
- 7. Transliteration
 - a. Non-latin character set

E. Add goods/services

- 1. Insert checked goods
 - a. Jewelry
 - b. Pet jewelry
 - c. Jewelry necklace
- 2. Cannot expand
 - a. Can only narrow
- 3. Jewelry vs. Earrings

4. Website 039
 - a. Shows any website in class 039
- F. Currently in use or Intent to use
 1. 1(a) – Currently in use
 - a. Show how it's being used
 - i. Upload pic
 - b. Service mark is different
 - i. Submit advertising
 - c. First date of use
 - d. Assign filing basis
 - e. Remove 1(a)
 - f. Can add 1(b)
 - g. Check box to confirm
 - h. Attorney, name, etc.
 - i. Check box for email contact
 2. 1(b) – Intent to use
 - a. Not currently in use
- G. Signature page
 1. Who signs?
 - a. You?
 - b. The client?
 2. You
 - a. What if the info is not correct?
 - b. You will be held responsible
 3. The client
 - a. They must read the form
 - b. And ensure info is correct
 - c. If the info is not correct
 - d. Charge them fees to correct
- H. Email Text form
 1. Ploni Almoni
 2. Owner
 3. Leave phone number blank
 4. Validate
- I. Validation Page
 1. Input

2. Mark
3. XML file
4. Download portable data
5. Text form for e-signature

J. E-Signature address form

1. Send form to request e-signatures
2. Email comes to you
3. Copy one line
4. Email to client
5. Sign if correct
6. Electronic signature
 - a. /name of client/

K. Client gets whole application

1. Client can click on
 - a. International Class 14
2. At bottom
 - a. There are check boxes
3. Sign it
 - a. /name of client/
4. Email
 - a. Signed TM app
5. Link come to you
 - a. Send to client with instructions
 - b. Ready for filing
6. Trademark Application Filed
 - a. You will get confirmation emails

IV. Closing Points (55 – 60 minutes)

A. Timeline

1. Searching
2. Filing
3. Examination

B. Examination

1. Example = Bristar Illusion
 - a. Likelihood of confusion
2. USPTO
 - a. Only searches by name of mark

- b. And the goods
 - c. Not much else
 - d. Usually leads to a formulaic response
3. File a response
- a. Reasons there is no confusion

C. Questions

- 1. Michael Feigin
- 2. YouTube
- 3. michael@patentlawny.com

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US PATENT LAWYERS @ LAW FIRM OF
FEIGIN & FRIDMAN
www.patentlawny.com

Patent Lawyers in New York & New Jersey

NY (NY) 212-316-0381
New Jersey (NJ) 973-685-5280
PA 215-375-7940
firm@patentlawny.com

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Patent Lawyer New York New Jers...

Who is Michael Feigin, Patent Lawyer?

NJ Contact | NY Contact | Video Call

Northern New Jersey Office
Clifton, NJ
1037 Rt. 46E, Suite 107
Clifton, NJ 07013
Call Michael in
New Jersey now
973-685-5280

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2017-09-17
Search Through Our Issued Patents - New Interface
2017-03-16
Patent Issues: 3D Eyeglass Frame Printing
2017-03-02
Article Update: How Amazon, Etsy, and Other Retailers Respond to Patent/Trademark Complaints
2017-02-23

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Trademark Timeline - How the Trademark Process Works

Trademark Introduction

Trademarks protect your brand name, logo, or other identifier for your goods or services. (Technically, if it's protecting services it's called a "service mark" but people usually just call them all "trademarks".) You are also invited to look at a [list of trademarks obtained by this law firm](#), to see examples. By registering a trademark, the U.S. (or foreign) government is giving you a right to stop others from selling a product which would confuse consumers as to where the product came from.

The trademark process has the following steps (and time from filing):

1. Search / Due Diligence & Filing (0 months)
2. Internal Review: Examination by the U.S. Trademark Office (4 months)
3. External Review: Third Party Opposition (rare; 6 months)
4. Use of the Trademark (at time of filing or 6 - 12 months)
5. Trademark Issuance (9 - 12 months)
6. Renewal of the Trademark (before 6th year, before every 10th year)

Now for the details and qualifications to this timeline -

0 months - Filing Your Trademark

First, a search is conducted. For information on [Trademark Searches](#), view the [previous page by clicking here](#).

After conducting a search and ensuring that your trademark has a reasonable chance of being obtained (after all, who wants to put lots of money into marketing, branding, and producing your products if you can't use a name), it is filed at the U.S. Patent and Trademark Office (the "U.S.P.T.O." or "USPTO).

4 months - Trademark Examination - "Internal Review"



- Trademarks
- Trademark Basics & Clearance Searches
- Trademark Filing Requirements
- Trademark Timeline / Trademark Process
- Trademarks Issued for the Firm
- Trademark: Supplemental Register
- Domain Name Disputes
- Trademark International Classes
- Initial Interest Confusion and the Internet
- How-To Videos on Trademarks
- Protecting Trademarks Online

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The screenshot shows the USPTO website interface. At the top, there is a navigation bar with links for "About Us", "Jobs", "Contact Us", and "MyUSPTO". Below this is a search bar with the text "Search uspto.gov". The main content area is divided into several sections:

- Patents**: Includes links for "PatFT | AppFT" (Patent search), "EFS-Web | Forms" (Patent filing), "Private PAIR | Public PAIR" (Filing status), "Pay maintenance fees" (Pay or look up maintenance fees), "PTAB" (Patent Trial and Appeal Board), "Search assignment | Record assignment" (Search recorded assignment and record ownership changes), and "MPEP | Classification" (Guides and manuals).
- Trademarks**: Includes links for "TESS" (Search trademark database), "TEAS" (Trademark filing), "TSDR" (Status, documents, and certificates), "TTAB | ESTIA | TTABVue" (Trademark Trial and Appeal Board), "Search assignment | Record assignment" (Search recorded assignment and record ownership changes), "TMPEP | ID Manual" (Guides and manuals), and "Updates and announcements" (Updates and announcements).
- Learn about the process**: Contains sub-sections for "Patents" (General information concerning patents, Patent process overview, Search for patents) and "Trademarks" (Trademark basics, Trademark process overview, Search trademark database).
- Fees and Payment**: Includes links for "Pay maintenance fees and learn more about filing fees and other payments" and "Systems status" (Current and planned system outages).
- National Cancer Moonshot**: A section with the text "Find out what we're doing to help bring about a decade's worth of advances in five years."
- Data Visualization Center**: A link at the bottom of the page.

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Trademarks > Trademark Electronic Search System (TESS)

Welcome to the **Trademark Electronic Search System (TESS)**. This search engine allows you to search the USPTO's database of registered trademarks and prior pending applications to find marks that are refused.

WARNING: Before conducting your search, you must understand the following: (1) what the database includes; (2) how to construct a complete search; and (3) how to interpret the search results. Click on the [search topics](#).

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Select A Search Option

- [▶ Basic Word Mark Search \(New User\)](#)
This option cannot be used to search design marks.
- [▶ Word and/or Design Mark Search \(Structured\)](#)
This option is used to search word and/or design marks. **NOTE:** You must first use the [Design Search Code Manual](#) to look up the relevant Design Codes.
- [▶ Word and/or Design Mark Search \(Free Form\)](#)
This option allows you to construct word and/or design searches using Boolean logic and multiple search fields. **NOTE:** You must first use the [Design Search Code Manual](#) to look up the relevant Design Codes.

Additional Search Options

- [▶ Browse Dictionary \(Browse Dictionary\)](#)
This option browses all fields in the database unless you limit to a particular field. Results are returned in a dictionary-style (alphabetic) format.
- [▶ Search OG Publication Date or Registration Date \(Search OG\)](#)
This option searches the Official Gazette for marks published or registered on a particular date.

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Record 1 out of 1

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FancyStar

Word Mark	FANCYSTAR
Goods and Services	(ABANDONED) IC 025. US 022 039. G & S: Children's and infants' cloth bibs; Dresses for baby,women,girl,man,and so on; Gift packages sold as a unit of goods.
Standard Characters Claimed	FIRST USE IN COMMERCE: 20151112
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	86817433
Filing Date	November 12, 2015
Current Basis	1A
Original Filing Basis	1A
Owner	(APPLICANT) NingBo Yxing Electronic Commerce Co.,Ltd CORPORATION CHINA Room306 No.736, South TianTong Road ningbo CHINA 315100
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	DEAD
Abandonment Date	September 8, 2016

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Start List At: OR Jump to record: 1040 Records(s) found (This page: 1 ~ 50)

Refine Search (fancy)[COMB] Submit

Current Search: S2: (fancy)[COMB] docs: 1040 occ: 2333

Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	87272588	CANDYFANCY	TSDR	LIVE
2	87076436	FANCY FLUSEY	TSDR	LIVE
3	87334654	FANCY FLIGHT	TSDR	LIVE
4	87274968	NOT FANCY ... FABULOUS!	TSDR	LIVE
5	87270760	FANCY BUYING	TSDR	LIVE
6	87268219	FANCY SHARE VALUE	TSDR	LIVE
7	87035545	FANCY GYPSY	TSDR	LIVE
8	87363770	HART'S FANCY	TSDR	LIVE
9	87319333	FANCY 7S	TSDR	LIVE
10	87126629	5160594 FANCY YOU	TSDR	LIVE
11	87237218	FLORENCE FANCY	TSDR	LIVE
12	87237199	FLORENCE FANCY	TSDR	LIVE
13	87362154	FANCY A COOKIE	TSDR	LIVE
14	87361440	FANCY FEAST DISHWARE UNIQUE	TSDR	LIVE
15	87298867	FANCYLASH	TSDR	LIVE
16	87354475	FANCY BUTTER	TSDR	LIVE

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Current Search: S3: (live)[LD] AND (fancy)[COMB] docs: 334 occ: 1061

Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	87272588	CANDYFANCY	TSDR	LIVE
2	87076436	FANCY FLUSEY	TSDR	LIVE
3	87334654	FANCY FLIGHT	TSDR	LIVE
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13	87362154	FANCY A COOKIE	TSDR	LIVE
14	87361440	FANCY FEAST DISHWARE UNIQUE	TSDR	LIVE

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Trademark International Classes

Trademarks are filed in International Classes. That is, an International Class is designated for each type of goods. If you are using a mark for multiple types of goods, a fee must be paid for each International Class. Thus, if your trademark is used for apparel - that's one Class and one fee. If it's for Apparel and a food item - that may be two or three Classes.

For your convenience, the International Classes are listed here below. Trademarks are placed into classes 1-35, service marks in classes 36-45.

Class 1: Chemicals used in industry, science and photography, as well as in agriculture, horticulture and forestry; unprocessed artificial resins, unprocessed plastics; manures; fire extinguishing compositions; tempering and soldering preparations; chemical substances for preserving foodstuffs; tanning substances; adhesives used in industry.

Class 2: Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; colorants; mordants; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists.

Class 3: Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.

Class 4: Industrial oils and greases; lubricants; dust absorbing, wetting and binding compositions; fuels (including motor spirit) and illuminant(s); candles, wicks.

Class 5: Pharmaceutical, veterinary and sanitary preparations; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides, herbicides.

Class 6: Common metals and their alloys; metal building materials; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of common metal; ironmongery, small items of metal hardware; pipes and tubes of metal; safes; goods of common metal not included in other classes; ores.

Class 7: Machines and machine tools; motors and engines (except for land vehicles); machine coupling and transmission components (except for land vehicles); agricultural implements (other than hand-operated); incubators for eggs.

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bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics.

Class 21: Household or kitchen utensils and containers (not of precious metal or coated therewith); combs and sponges; brushes (except paint brushes); brush-making materials; articles for cleaning purposes; steel wool; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes.

Class 22: Ropes, string, nets, tents, awnings, tarpaulins, sails, sacks and bags (not included in other classes); padding and stuffing materials (except of rubber or plastics); raw fibrous textile materials.

Class 23: Yarns and threads, for textile use.

Class 24: Textiles and textile goods, not included in other classes; bed and table covers.

Class 25: Clothing, footwear, headgear.

Class 26: Lace and embroidery, ribbons and braid; buttons, hooks and eyes, pins and needles; artificial flowers.

Class 27: Carpets, rugs, mats and matting, linoleum and other materials for covering existing floors; wall hangings (non-textile).

Class 28: Games and playthings, gymnastic and sporting articles not included in other classes; decorations for Christmas trees.

Class 29: Meat, fish, poultry and game; meat extracts; preserved, dried and cooked fruits and vegetables; jellies, jams, fruit sauces; eggs, milk and milk products; edible oils and fats.

Class 30: Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

Class 31: Agricultural, horticultural and forestry products and grains not included in other classes; live animals; fresh fruits and vegetables; seeds, natural plants and flowers; foodstuffs for animals, malt.

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checking (supervision), life-saving and teaching apparatus and instruments; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; fire-extinguishing apparatus.

Class 10: Surgical, medical, dental and veterinary apparatus and instruments, artificial limbs, eyes and teeth; orthopedic articles; suture materials.

Class 11: Apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes.

Class 12: Vehicles; apparatus for locomotion by land, air or water.

Class 13: Firearms; ammunition and projectiles; explosives; fireworks.

Class 14: Precious metals and their alloys and goods in precious metals or coated therewith, not included in other classes; jewelry, precious stones; horological and chronometric instruments.

Class 15: Musical instruments.

Class 16: Paper, cardboard and goods made from these materials, not included in other classes; printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials; paint brushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in other classes); playing cards; printers' type; printing blocks.

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14	87361440		FANCY FEAST DISHWARE UNIQUE	TSDR	LIVE

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Start List At: OR Jump to record: **29 Records(s) found (This page: 1 ~ 29)**

Refine Search (live)[LD] AND (fancy)[COMB] and (014)[ic]

Current Search: S4: (live)[LD] AND (fancy)[COMB] and (014)[ic] docs: 29 occ: 122

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	87272588		CANDYFANCY	TSDR	LIVE
2	87099006	5141659	FANCYGIRL	TSDR	LIVE
3	87044663	5132240	FANCY	TSDR	LIVE
4	87277696		FANCI	TSDR	LIVE
5	87308353		FANCYBLONDE	TSDR	LIVE
6	87147403		FANCYCD	TSDR	LIVE
7	86801200		FANCY BRILLIANCE	TSDR	LIVE
8	86959890		FANCY NANCY	TSDR	LIVE
9	86239580	4978545	FANCY CHANCE	TSDR	LIVE
10	86739850	4932247	FANCYDELI	TSDR	LIVE
11	86285923	4697467	FANCY TRUFFLE DIAMONDS	TSDR	LIVE
12	86159445	4579792	FANCY HEDGEHOG	TSDR	LIVE
13	85128517	4046670	FANCY FACE	TSDR	LIVE
14	85862361	4414342	A LIL BIT FANCY	TSDR	LIVE

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Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Mar 20 03:21:47 EDT 2017

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Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR Jump to record: **Record 28 out of 29**

[TSDR](#) [ASSIGN STATUS](#) [TTAB STATUS](#) (Use the "Back" button of the Internet Browser to return to TESS)

FANCY

Word Mark FANCY
Goods and Services IC 014, US 002 027 028 050, G & S: jewelry, jewelry bracelets; earrings, necklaces, jewelry rings, charms, ornamental lapel pins, jewelry lapel pins and
Mark Drawing Code (1) TYPED DRAWING
Serial Number 75667880
Filing Date March 24, 1999
Current Basis 1A
Original Filing Basis 1A
Published for Opposition October 3, 2000
Change in Registration CHANGE IN REGISTRATION HAS OCCURRED
Registration Number 2415199
Registration Date December 26, 2000
Owner (REGISTRANT) Los Angeles Trading Co. CORPORATION CALIFORNIA 650 S. Hill Street, #228 Los Angeles CALIFORNIA 90014
Type of Mark TRADEMARK
Register PRINCIPAL
Madrid Text SECT 15, SECT 8 (6-YR), SECTION 8(10-YR) 20100518
Renewal 1ST RENEWAL 20100518
Live/Dead Indicator LIVE

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Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR Jump to record: **Record 20 out of 29**

TSDR ASSIGN Status TTAB Status (Use the "Back" button of the Internet Browser to return to TESS)

Fancy Doodle Jewelry

Word Mark FANCY DOODLE JEWELRY
Goods and Services IC 014, US 002 027 028 050, G & S: Real and imitation jewellery, FIRST USE: 20110710, FIRST USE IN COMMERCE: 20110710
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 85273116
Filing Date March 22, 2011
Current Basis 1A
Original Filing Basis 1B
Published for Opposition September 27, 2011
Registration Number 4113048
Registration Date March 13, 2012
Owner (REGISTRANT) Cheri Luster INDIVIDUAL UNITED STATES 9400 Packard Way Burke VIRGINIA 22015
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "JEWELRY" APART FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Trademarks > Trademark Electronic Search System (TESS)

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TESS Home NEW USER STRUCTURED FREE FORM BROWSE DOC SEARCH OG BOTTOM HELP PREV LIST CURR LIST NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR Jump to record: **Record 3 out of 29**

TSDR ASSIGN Status TTAB Status (Use the "Back" button of the Internet Browser to return to TESS)



Word Mark FANCY
Translations The non-Latin characters in the mark transliterate to "Fan Xi" and this has no meaning in a foreign language. The wording "Fan Xi" has no meaning in English.
Goods and Services IC 014, US 002 027 028 050, G & S: Jewelry, Costume jewelry, Diamond jewelry, FIRST USE: 20151104, FIRST USE IN COMMERCE: 20151104
Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code 03.23.01 - Butterflies; Moths
 03.23.24 - Stylized insects, spiders and micro-organisms
 23.01.03 - Asian characters, Chinese characters, Japanese characters
Serial Number 8704653
Filing Date May 20, 2016
Current Basis 1A
Original Filing Basis 1A
Published for Opposition November 15, 2016
Registration Number 5132240
Registration Date January 31, 2017
Owner (REGISTRANT) Hunan Baozhen Cultural Works of Art Co. Ltd. limited company (Ltd.) CHINA Rm 902 Bldg 5 Fuwan Guojia Xiangjiang Shijicheng
Attorney of Record Di Li
Description of Mark The color(s) black and gold is/are claimed as a feature of the mark. The mark consists of the English word "Fancy", two Chinese characters "Fancy"
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Did you mean: **fancy star**

Images for fancystar

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Fancy Star Profiles | Facebook
<https://www.facebook.com/public/Fancy-Star>
 View the profiles of people named Fancy Star. Join Facebook to connect with Fancy Star and others you may know. Facebook gives people the power to share...

Blackbird and the Snow - FANCY STAR EARRINGS - DIAMONDS ...
<https://www.blackbirdandthesnow.com/products/fancy-star-earrings>
 Inspired by a Victorian snowflake pendant, these FANCY STAR EARRINGS will add a touch of elegance to any occasion. Cast in 14k gold and set with a carat...

Fancy Star Diamonds
www.fancystardiamonds.com/
 Fancy Star Diamonds is a renowned name in the world of fancy shaped diamonds. Ours is a family owned business that dates back two generations, to its ...

Fancy Star Snaffle, #1128-19-GS - LesVogt
www.lesvogt.com/fancy-star-snaffle/
 Snaffle Bit-Mouthpiece is 5 1/2" wide to help prevent inner cheek scuffing. Stainless steel 3" rings with floral overlay and beautiful raised star center, swivel tubes ...

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JCK RISING STAR 2014 WISHLIST (0) LOGIN CHECKOUT STORES

FANCY STAR EARRINGS
FEATURED IN VOGUE
SHOP NOW

HOME JEWELRY ABOUT CONTACT GIFT CERTIFICATE STORES LOOKBOOK PRESS IMMEDIATE SHIPMENTS MY CART (0)

Home » Star » FANCY STAR EARRINGS - DIAMONDS - AVAILABLE FOR CUSTOM ORDER

FANCY STAR EARRINGS - DIAMONDS - AVAILABLE FOR CUSTOM ORDER
 \$3,145.00

Inspired by a Victorian snowflake pendant, these FANCY STAR EARRINGS will add a touch of elegance to any occasion. Cast in 14k gold and set with a carat of brilliant cut diamonds, these Blackbird Jewellery create some seriously celestial sparkle. Hand made ear wires add an artisanal touch and create a secure closure. As seen on the May 2015 cover of Vogue, worn by the lovely Carey Mulligan. Available for custom order, please allow 6-8 weeks for delivery.

COLOR:
14K YELLOW GOLD, A CARAT OF BRILLIANT CUT DIAMONDS

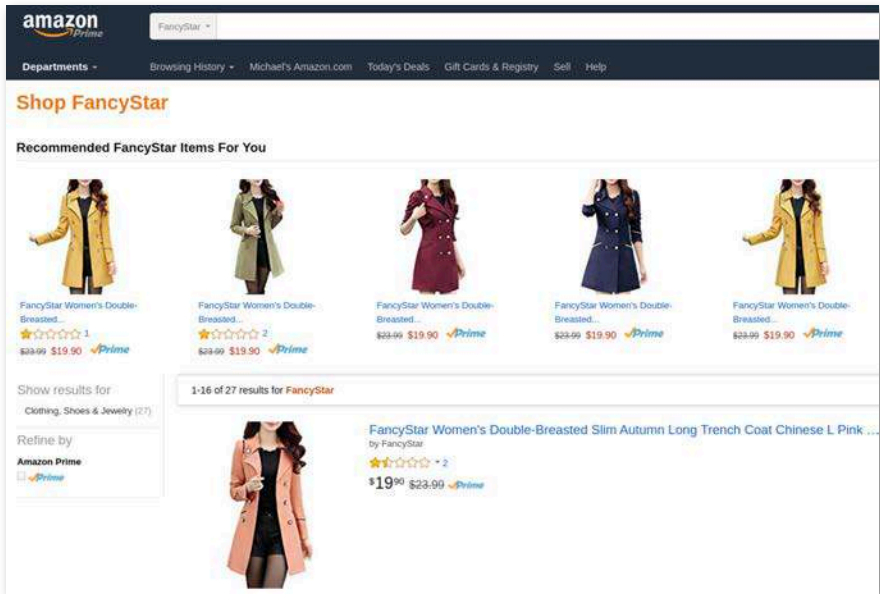
ADD TO CART ADD TO WISHLIST

Twitter Like Pin

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The screenshot shows the USPTO website homepage. At the top, there is a navigation bar with the USPTO logo and the text "UNITED STATES PATENT AND TRADEMARK OFFICE". To the right of the logo are links for "About Us", "Jobs", "Contact Us", and "MyUSPTO". Below the navigation bar is a search bar with the placeholder text "Search uspto.gov".

The main content area is divided into several sections:

- Patents:** Includes links for "Patent search", "EFS-Web | Forms", "Private PAIR | Public PAIR", "Pay maintenance fees", "PTAB", "Search assignment | Record assignment", and "MPEP | Classification".
- Trademarks:** Includes links for "TESS", "TEAS", "TSDR", "TTAB | ESITA | TTABVue", "Search assignment | Record assignment", "TMPEP | ID Manual", and "Updates and announcements".
- Learn about the process:** Contains sub-sections for "Patents" (General information, Patent process overview, Search for patents) and "Trademarks" (Trademark basics, Trademark process overview, Search trademark database).
- Fees and Payment:** Includes links for "Pay maintenance fees and learn more about filing fees and other payments" and "Systems status".
- National Cancer Moonshot:** A featured section with the text "Find out what we're doing to help bring about a decade's worth of advances in five years."

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The screenshot shows the "Apply online" page for Trademark application forms. The page includes a sidebar with "Trademark fees", "Trademark Trial and Appeal Board", and "More tools & links". The main content area is titled "Apply online" and contains the following text:

First timer? Get basic information before filing to avoid mistakes that cost you time, money, and potentially your legal rights.

To apply for a trademark or servicemark, select your form from the table heading below. Once you select the form, you will be directed to our Trademark Electronic Application System (TEAS) where you can begin filing your application.

Need more help deciding which form to use or how to fill it out? Watch the [TEAS Nuts and Bolts video](#).

Trademark application forms (select one to start) -->

	TEAS Plus form	TEAS Reduced Fee form	TEAS Regular form
Filing fee per class of goods/services	\$225	\$275	\$400
E-mail address required for USPTO application-related correspondence?	Yes	Yes	No
Additional submissions, like responses to Office actions, must be filed online?	Yes	Yes	No
Goods/services listing must be selected from the USPTO Trademark Identification (ID) Manual?	Yes	No	No
Full Filing fee paid upfront (per class for all classes listed on the application)?	Yes	No	No
Certain statements regarding the mark be provided in the application as filed, if applicable (e.g., translation statement, claim of ownership, color claim and description)?	Yes - see TMPEP §819.01	No	No
Additional processing fee if applicant does not satisfy the relevant filing option requirements?	Yes - \$125 per class of goods/services	Yes - \$125 per class of goods/services	No

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Related

Trademark fee changes

See changes that went into effect Jan. 14, 2017.

your registration.

To apply for a trademark or servicemark, select your form from the table heading below. Once you select the form, you will be directed to our Trademark Electronic Application System (TEAS) where you can begin filing your application.

Need more help deciding which form to use or how to fill it out? Watch the [TEAS Nuts and Bolts video](#).

Trademark application forms (select one to start) -->	TEAS Plus form	TEAS Reduced Fee form	TEAS Regular form
Filing fee per class of goods/services	\$225	\$275	\$400
E-mail address required for USPTO application-related correspondence?	Yes	Yes	No
Additional submissions, like responses to Office actions, must be filed online?	Yes	Yes	No
Goods/services listing must be selected from the USPTO Trademark Identification (ID) Manual?	Yes	No	No
Full Filing fee paid upfront (per class for all classes listed on the application)?	Yes	No	No
Certain statements regarding the mark be provided in the application as filed, if applicable (e.g., translation statement, claim of ownership, color claim and description)?	Yes - see TMPEP §819.01	No	No
Additional processing fee if applicant does not satisfy the relevant filing option requirements?	Yes - \$125 per class of goods/services	Yes - \$125 per class of goods/services	No

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TEAS Plus Application (Version 5.8)

NOTE: For an instructional video providing an overview of the most important issues you should be aware of when filing a trademark application, [click here](#).

To file the application electronically, please complete the following steps:

1. Answer the first question below to create an application form showing only sections relevant to your specific filing.
2. For help at any point, click on any underlined word on any page.
3. After answering the first wizard question, click on the CONTINUE button at bottom of the page.
4. Once in the actual form, complete all fields with a * symbol, since they are mandatory fields for TEAS filing purposes.
5. Validate the form, using the "Validate" button at the end of the form. If there are errors, return to the form to make the correction. A "Warning" may be corrected or by-passed.
6. Double-check all entries through the links displayed on the Validation page.
7. You may save your work for submission at a later time by clicking on the Download Portable Data button at the bottom of the Validation page.
8. When ready to file, use the Pay/Submit button at the bottom of the Validation page. This will allow you to choose from three (3) different payment methods: credit card, automatic bank draft, or check.
9. After accessing the proper screen for payment, and making the appropriate entries, you will receive a confirmation screen if your transmission is successful. This screen will say "Submitted".
10. You will receive an e-mail acknowledging receipt of your submission, which will include the assigned serial number and provide a summary of your submission.

Once you submit this application, we will not cancel the filing or refund your fee. The fee is a processing fee, which we do not refund even if we cannot issue a registration after examination.

Important: ONCE YOU SUBMIT AN APPLICATION ELECTRONICALLY, THE USPTO WILL IMMEDIATELY ISSUE AN ELECTRONIC ACKNOWLEDGMENT OF RECEIPT.

Contact Points:

- **General trademark information:** Please review the information posted at [Where Do I Start](#). If you have remaining questions, e-mail TrademarkAssistanceCenter@uspto.gov, or use the [Help](#) link.
- **Help:** For instructions on how to use the electronic forms, or help in resolving technical glitches, please e-mail TEAS@uspto.gov. Please include your telephone number in your e-mail.
- **NOTE:** The TEAS Support Team focuses on problems related to the process of completing the electronic forms, not on what information would be correct to enter within a form, or other broader trademark issues. Please make the most of "legal advice." For legal advice, please consider contacting an attorney who specializes in intellectual property.
- **Bug Report:** If you think there is a "bug" within one of the electronic forms, please click [Bug Report](#).
- **Status Information:** For an application with an assigned serial number, check the [Trademark Status & Document Retrieval \(TSDR\)](#) system to view current status information, as well as the [Trademark Application Status \(TAS\)](#) system to view the status of your application. You can view all items listed in the prosecution history section online via the [TSDR](#) system.

WARNING: This form has a session time limit of 60 minutes. Your "session" began as soon as you accessed this initial Form Wizard page. If you exceed the 60-minute time limit, the form will always try to have all information required to complete the form prior to starting any session.

1. Is an attorney filing this application?

Yes No

2. [OPTIONAL] To access previously saved data, use the "Browse/Choose File" button below to access the file from your local drive. NOTE: For specific instructions, please click [HERE](#). YOUR DATA IN AN XML FORMAT THAT CANNOT BE EDITED. NOTE: Do NOT attempt to use the button below to upload an image file (for example, a specimen). You may only upload a text file.

No file chosen

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Navigation History: [Instruction](#) > Applicant > Mark > Goods/Services/Filing Basis > Attorney/Dom. Reg./Correspondence > Fee/Signature

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.
 PTO Form 1478 (Rev. 09/2006)
 OMB No. 0951-0009 [Exp. 02/28/2018]

Trademark/Service Mark Application, Principal Register TEAS Plus Application (Version 5.8)

NOTE: This identifies who owns the mark, not necessarily who is filing the application. For an instructional video focusing on what is meant by the term "applicant," [click here](#).
NOTE: For an instructional video explaining how to fill out the Applicant Information page, [click here](#).

Applicant Information

Note: If there is more than one owner of the mark, complete the information for the first owner, and then click on the "Add Owner" button at the bottom of this page. Repeat, as necessary, for the appropriate listing of all owners. **Warning:** It is important to list all owners, or some other entry type listed below.

* Owner of Mark	<input type="text" value="Michael Feigin"/> <small>(If an individual, use the following format: Last Name, First Name Middle Initial or Name, if applicable)</small>
<input type="checkbox"/> DBA (doing business as) <input type="checkbox"/> AKA (also known as) <input type="checkbox"/> TA (trading as) <input type="checkbox"/> Formerly	<input type="text"/>
* Entity Type	<p><== Click the appropriate circle on the left to indicate the applicant's entity type. The form will then display the appropriate information for that entity type. If your entity type is not one of the options displayed directly to the left, you must click on "Other" and provide the appropriate information.</p>
<input type="radio"/> Individual	
<input type="radio"/> Corporation	
<input type="radio"/> Limited Liability Company	
<input type="radio"/> Partnership	
<input type="radio"/> Limited Partnership	
<input type="radio"/> Joint Venture	
<input type="radio"/> Sole Proprietorship	
<input type="radio"/> Trust	
<input type="radio"/> Estate	
<input type="radio"/> Other	
Internal Address	<input type="text"/>
* Street Address	<input type="text"/>

NOTE: You must limit your entry here, and for all remaining fields within this overall section (except City, see below), to no more than 40 characters (the only exception is an undeliverable address, due to truncation at the 40 character limit).

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TEAS Plus Application (Version 5.8)

NOTE: This identifies who owns the mark, not necessarily who is filing the application. For an instructional video focusing on what is meant by the term "applicant," [click here](#).
NOTE: For an instructional video explaining how to fill out the Applicant Information page, [click here](#).

Applicant Information

Note: If there is more than one owner of the mark, complete the information for the first owner, and then click on the "Add Owner" button at the bottom of this page. Repeat, as necessary, for the appropriate listing of all owners. **Warning:** It is important to list all owners, or some other entry type listed below.

* Owner of Mark	<input type="text" value="Michael Feigin"/> <small>(If an individual, use the following format: Last Name, First Name Middle Initial or Name, if applicable)</small>
<input type="checkbox"/> DBA (doing business as) <input type="checkbox"/> AKA (also known as) <input type="checkbox"/> TA (trading as) <input type="checkbox"/> Formerly	<input type="text"/>
* Entity Type	<p><== Click the appropriate circle on the left to indicate the applicant's entity type. The form will then display the appropriate information for that entity type. If your entity type is not one of the options displayed directly to the left, you must click on "Other" and provide the appropriate information.</p>
<input type="radio"/> Individual	
<input type="radio"/> Corporation	
<input checked="" type="radio"/> Limited Liability Company	
<input type="radio"/> Partnership	
<input type="radio"/> Limited Partnership	
<input type="radio"/> Joint Venture	
<input type="radio"/> Sole Proprietorship	
<input type="radio"/> Trust	
<input type="radio"/> Estate	
<input type="radio"/> Other	
Internal Address	<input type="text"/>
* Street Address	<input type="text"/>
* City	<input type="text"/>
* State <small>(Required for U.S. applicants)</small>	<p>* State or Country Where Legally Organized</p> <p>If U.S. Company <input type="radio"/> Idaho <input type="radio"/> Select State <input type="radio"/> Alabama <input type="radio"/> Alaska <input type="radio"/> Arizona <input type="radio"/> Arkansas <input type="radio"/> California <input type="radio"/> Colorado <input type="radio"/> Connecticut <input type="radio"/> Delaware <input type="radio"/> District of Columbia <input type="radio"/> Florida <input type="radio"/> Georgia <input type="radio"/> Hawaii <input checked="" type="radio"/> Illinois <input type="radio"/> Indiana <input type="radio"/> Iowa <input type="radio"/> Kansas <input type="radio"/> Kentucky <input type="radio"/> Louisiana</p>
* Country or U.S. Territory <small>(Required for U.S. applicants)</small>	<input type="text"/>
* Zip/Postal Code <small>(Required for U.S. applicants)</small>	<input type="text"/>
Phone Number	<input type="text"/>
Fax Number	<input type="text"/>

NOTE: You must limit your entry here to no more than 25 characters.

NOTE: You must include as part of the "City" entry any information related to geographical regions (e.g., government subdivisions), you will then also have to select the country within which the region is based, below.

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<input type="checkbox"/> DBA (doing business as) <input type="checkbox"/> AKA (also known as)	Feigin & Associates, LLC
<input type="checkbox"/> TA (trading as) <input type="checkbox"/> Formerly	
* Entity Type	
<input type="radio"/> Individual	
<input type="radio"/> Corporation	
<input checked="" type="radio"/> Limited Liability Company	
<input type="radio"/> Partnership	
<input type="radio"/> Limited Partnership	
<input type="radio"/> Joint Venture	
<input type="radio"/> Sole Proprietorship	
<input type="radio"/> Trust	
<input type="radio"/> Estate	
<input type="radio"/> Other	
* State or Country Where Legally Organized	
Internal Address	
* Street Address	1037 Rt 46 East, Suite 107
* City	Clifton
* State <small>(Required for U.S. applicants)</small>	New Jersey
* Country or U.S. Territory	United States
* Zip/Postal Code <small>(Required for U.S. applicants)</small>	07013
Phone Number	9736855280
Fax Number	9736855280
Internet E-mail Address	michael@PatentLawNY.com
Website address	1037 Rt 46 East, Suite 107

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Navigation History: [Instruction](#) > Applicant > Mark > Goods/Services/Filing Basis > Attorney/Don. Rep./Correspondence > Fee/Signature

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.
 PFD Form 3478 (Rev. 09/2006)
 OMB No. 0651-0000 (Exp. 02/28/2018)

Trademark/Service Mark Application, Principal Register TEAS Plus Application (Version 5.8)

The following error(s) have been detected in the page, which must be corrected. To correct the error(s), scroll down directly on this page to access the referenced field(s) (i.e., do not click on the error message).

- You must specify through one of the four checkboxes (DBA, AKA, TA, Formerly) the actual nature of your entry or remove the entered text if no checkbox applies.
- You must enter Country of Citizenship. [TMEP Section 803.03\(a\)](#)

NOTE: This identifies who owns the mark, not necessarily who is filing the application. For an instructional video focusing on what is meant by the term "applicant," [click here](#).
 NOTE: For an instructional video explaining how to fill out the Applicant Information page, [click here](#).

Applicant Information

Note: If there is more than one owner of the mark, complete the information for the first owner, and then click on the "Add Owner" button at the bottom of this page. Repeat, as necessary, for the appropriate applicants, or some other entity type listed below.

* Owner of Mark	Michael Feigin
<input type="checkbox"/> DBA (doing business as) <input type="checkbox"/> AKA (also known as)	
<input type="checkbox"/> TA (trading as) <input type="checkbox"/> Formerly	Feigin & Associates, LLC
* Entity Type	
<input checked="" type="radio"/> Individual	
<input type="radio"/> Corporation	
<input type="radio"/> Limited Liability Company	
<input type="radio"/> Partnership	
<input type="radio"/> Limited Partnership	
<input type="radio"/> Joint Venture	
<input type="radio"/> Sole Proprietorship	
<input type="radio"/> Trust	
<input type="radio"/> Estate	
<input type="radio"/> Other	
* Country of Citizenship	United States

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Home / Trademarks / Soundmarks / Trademark "Sound Mark" Examples

Trademark "Sound Mark" Examples

To play any of the sound mark examples presented below, click on the **serial number** or  icon. A  icon means that we do not have a copy of the sound file available at this time.

Most of these are **registered trademarks**, but a few of the newer listings are still being reviewed and the word **"PENDING"** appears next to them.






Click on the **magnifying glass**  to view the official status record for each trademark in a new window. Scroll down the status screen to learn more about who owns it, what it is used for, who owns it and to read a description of the mark itself.

All linked sound files are in **MP3** format files.

If you cannot play these files, and your computer is otherwise set up to play musical sounds, you can use your favorite web search engine to locate a browser plug-in that works with these files. Search for the terms: "mp3 player browser" or "wav player browser"

How to Find Other Sound Marks

Find more applications for sound marks (as well as other marks that cannot be represented in a drawing) by using a **structured search** of trademarks having a **Mark Drawing Code = 6**.

- 72349496  
NBC - Entertainment - Chimes
- 73270308  
Beneficial - Insurance - "At Beneficial TOOT TOOT You're Good for More..."
- 73391897  
De's Lemonade & Refreshments - Carryout Food Mobile Truck - Horn

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NOTE: For an instructional video on the importance of conducting a search of existing trademarks or service marks before filing your application, [click here](#).

* Click the appropriate circle to indicate the Mark type: Standard Characters Special Form (Stylized and/or Design) Sound mark

NOTE: For an instructional video on the importance of selecting the proper mark type, [click here](#).

NOTE: For an instructional video explaining how to fill out the Mark Information page, [click here](#).

Click on the "Browse/Choose File" button to select a properly-sized JPG image file (the only accepted format) from your local drive. This image should show the you must submit a color image; otherwise, the image must be clear black and white. After the file name appears in the window, click on the "Attach" button to upload the image file for, respectively, the mark and the specimen (if filing under Section 1(a), use in commerce, and showing actual use in commerce of the mark at the time of this filing) should NOT be a representation of how the mark is used on the overall packaging for the goods or within an advertisement for services, for example. On the other hand, an image file that shows the complete package for "basic" section of the form (which only appears where a Section 1(a) filing basis is being claimed).

Choose File No file chosen

Attach



NOTE: If you have attached the wrong image, simply repeat the BROWSE function to replace the proper image. The first attached image will be automatically replaced.

For any image that also includes a word(s), letter(s), punctuation, and/or number(s), enter the LITERAL ELEMENT only of the mark here:

FUNSTAR

NOTE: Do NOT enter any word(s), letter(s), punctuation, and/or number(s) that do not appear in the attached image file. Leave this space blank if your mark consists only of design elements. The image of these elements. Any entry in the [literal element](#) field that is not found in the attached image file will not be considered part of the mark.

* If claiming color as a feature of the mark, list the colors below, including black and/or white if actual "colors" within the mark (e.g., enter red, white, and blue).

yellow, black

The color(s) _____ is/are claimed as a feature of the mark.

Check this box if you are NOT claiming color as a feature of the mark. NOTE: Check only if you believe your image is black and white, yet you received a grayscale; otherwise, do not check this box, because the attached image was automatically accepted as black and white.

* Enter a complete and accurate description of the entire mark below, being sure to include ALL literal elements and/or design elements that are found in the color(s) that are part of the mark, including black and white, and also state the location thereof in the mark image. The mark consists of: (do NOT repeat this language)

a malformed yellow star with a thick black outline above the word FUNSTAR in yellow

_____, (end period is automatic)

NOTE: A description of the mark is required for ALL marks that are in a special form or a sound/mark (i.e., for any mark not in standard characters). You must enter a description even if what the mark is, you must specifically state where each color is located within the mark, e.g., "a bird with a red body, blue wings, and yellow beak."
NOTE: Do NOT include as part of the description either the words "The mark consists of" or a final period, because that introductory wording and the punctuation will automatically be added after validation.

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Additional Statement

To select a statement, enter any required information specific to your mark or, for some statements, check the box in front of the statement. If, after making a selection, you enter "Additional Statement" section below will be removed. NOTE: As a general rule, for disclaimers, translations and transliterations, consents, or an explanation of the mark, you must enter "Additional Statement" section below will be removed. NOTE: For an instructional video on the Additional Statements section of the form, [click here](#).

WARNING: Additional statements are not commonly used and are for special circumstances that only exist in certain applications. Selecting items that do not apply may delay a trademark application and maintain TEAS Plus status, if applicable within the facts of the application. Failure to do so will result in the examining attorney requiring the payment of an additional \$125 fee.

DISCLAIMER: No claim is made to the exclusive right to use _____ apart from the mark as shown.

STIPPLING AS A FEATURE OF THE MARK: The stippling is a feature of the mark and does not indicate color.

STIPPLING FOR SHADING: The stippling is for shading purposes only.

* **ACTIVE PRIOR REGISTRATION(S):** The applicant claims ownership of active prior U.S. Registration Number(s) _____, _____, _____.

(Required if warranted by facts of application.) NOTE: Entry must not include any commas, and must be 7 numerals long (if necessary, add leading 0's to number, e.g., 0086417).

and others: Check here to indicate there are additional active prior U.S. Registration Number(s).

* **TRANSLATION:** (Required if warranted by facts of application.)

The English translation of _____ in the mark is _____.

The wording _____ has no meaning in a foreign language.

* **TRANSLITERATION:** (Required if warranted by facts of application.) (NOTE: Not required for any standard character marks.)

The non-Latin characters in the mark transliterate to _____ and this means _____ in English.

The non-Latin characters in the mark transliterate to _____ and this has no meaning in a foreign language.

MEANING OR SIGNIFICANCE OF WORDING, LETTER(S), OR NUMERAL(S):

_____ appearing in the mark means or signifies or is a term of art for _____ in the relevant trade or industry or as used in connection with the goods/services listed in the application.

_____ appearing in the mark has no significance nor is it a term of art in the relevant trade or industry or as used in connection with the goods/services listed in the application.

The word(s) _____ has no meaning in a foreign language.

INDICATE THE NATURE OF THE §2(f) CLAIM OF ACQUIRED DISTINCTIVENESS.

§2(f) Whole §2(f) In Part

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Navigation History [Institution](#) > [Applicant](#) > [Mark](#) > Goods/Services/Filing Basis > Attorney/Dom. Rep./Correspondence > Fee/Signature

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.
PTO Form 1478 (Rev 09/2006)
OMB No. 0651-0009 (Exp. 02/28/2018)

Trademark/Service Mark Application, Principal Register

TEAS Plus Application (Version 5.8)

Goods/Services Information

Instructions:
Step 1: Click on the "Add Goods/Services by Searching IDManual" button below to select goods/services from the *Manual of Trademark Acceptable Identifications of Goods & Services (IDManual)*.
Step 2: After creating the complete list of goods/services for this application, you will then be able in the next section of the form to designate the filing basis (or bases) appropriate for each listed item.

NOTE:

- Your selection of goods/services must be precise and accurate. Do NOT simply select a listing that is "close" to your goods/services. If you do not find a listing that accurately identifies your goods, be added to the IDManual, and then wait for the addition before filing using TEAS Plus. For more information on this process, [click here](#). If your request is not approved or you wish to file immediately, you may file under the IDManual.
- The TEAS Plus version of the IDManual intentionally does not include the following: (1) items classified in Classes A, B, or 200, because those marks are not eligible for filing under TEAS Plus; classification is required under TEAS Plus, and classification for these listings varies according to the additional information provided within the listing; and (3) the Class 25 listing of "Clothing that do not truly fall within this class. Instead, search for and select the specific clothing items you wish to include in your application.
- Some entries include instructional language beneath the actual entry, within < > symbols. This language is only to assist in the proper selection of an entry, and will NOT be included as part of the listing.
- If you cannot access the IDManual through the "Add Goods/Services by Searching IDManual" button, try switching to another browser. If after changing browsers you still cannot access the IDManual, contact TEAS@uspto.gov.

WARNING: This form has a session time limit of 60 minutes. Your "session" began as soon as you accessed the initial Form Wizard page. If you exceed the 60-minute time limit, the form will no longer be available. You should always try to have all information required to complete the form prior to starting any session.

NOTE - INSTRUCTIONAL VIDEOS AVAILABLE REGARDING GOODS/SERVICES IN AN APPLICATION: For a video on goods/ services and the importance of making a proper identification selection in this application, [click here](#).

NOTE: Clicking "Go Back" will take you directly back to the MARK section of the form.

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WARNING: The ID manual has a session limit of 30 minutes. If you will be working within the IDManual for an extended period of time, it is critical that you keep your form session "alive." To do so, it is recommended that you select no more than 20 items and use the "Add Goods/Services by Searching ID Manual" button to return to the IDManual to continue the process; repeat this process until all of your items are displayed in the overall listing on the page for assigning a filing basis.

Search for:

Instructions:

Step 1: Enter a word, number, or phrase to search for Goods/Services.

- Search requests can be for a single item (e.g., pants) or multiple items (e.g., pants or shirts or shorts). When multiple terms are entered into the search box, the resulting entries contain *all* of the items (e.g., pants, shirts, and shorts). For example, a search of **pants shirts shorts** will retrieve *only* entries that contain all three searched terms in a single record (e.g., Moisture absorbent microfiber textile bags, towels and athletic uniforms, in Class 24). To search for entries containing any of two or more searched terms, separate the terms with the word OR (e.g., **pants or shirts or shorts**). For example, "Golf pants, shirts, and skirts," and other entries containing at least one of the searched terms. While also possible to search for goods/services in different classes at the same time (e.g., **par** term in a particular class, enter the search term and the class number in 3-digit format. For example, to search for entries containing the term baseball(s) in Class 28 only, search **baseball 02** approach).
- NOTE: Most ID Manual entries are displayed in the plural, e.g., the entry is "socks," rather than "sock." While entering the search term "socks," it would first be preceded by other listings, e.g., "socks t-shirts" and "socks t-shirts."
- To search for an entry consisting of multiple words as a phrase, enclose the complete phrase within quotation marks (" "); e.g., enter "**computer programs**" to retrieve entries with "computer programs."
- To browse the complete listing of entries in a single class, enter the International Class number in three digit format; e.g., to search for all items in International Class 3, enter **003**. For International Class 1, enter **001**. For International Classes 10-45, the first digit is zero and the second and third digits are the desired class number (e.g., **010** for International Class 10, **042** for International Class 42, and **042** for International Class 42).
- Entry notes, if any, appear in blue text directly below the description of the goods/services.
- For a listing of all International Class headings, including a summary of the types of items within each class, [click here](#).
- For more information about using advanced query syntax (e.g., using truncation), [click here](#).

Step 2: Once the desired search criteria has been entered, click the "Go" button, and then all ID Manual entries containing the requested term(s) will be displayed.

NOTE: Because the interfiles for TEAS and the Trademark Acceptable Identification of Goods & Services Manual differ, results for identical searches performed in each may vary slightly, even though both access the same data source.

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100 results per page Search for: jewelry necklace

Found 7 entries in 1 page(s) for [jewelry necklace]: (For instructions on how to build the complete goods/services list, click [here](#).)

International Class	Description
014	Jewelry , namely, magnetic necklaces
014	Jewelry safety chains < Also known as " jewelry guard chains," jewelry safety chains are short, thin chains connected to both ends of a bracelet, necklace or necklace.
014	Jewelry guard chains < Also known as " jewelry safety chains," jewelry guard chains are short, thin chains connected to both ends of a bracelet, necklace or necklace.
014	Jewelry , namely, bracelets, wristbands and necklaces that also provides notification to the wearer of a pending message.
006	Custom engraved metal medical information identification cards, tags, bracelets and necklaces , not magnetically attached.
014	Necklaces [jewellery]
014	Sautoir necklaces < A sautoir is a jewelry chain worn around the neck to which a pendant is attached. >

Go Back Insert Checked Entries

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100 results per page Search for: website

Please specify the required information below:
NOTE: Do not use any of the following wording in the listing(s), as it may make the identification "indefinite" for purposes of registration: "including," "comprising," "any html or other programming code or language that may create links in the listing of goods and/or recitation of services, nor any abbreviations.

Remove Add 042 Providing a **website** that gives computer users the ability to

Found 329 entries in 4 page(s) for [website]: (For instructions on how to build the complete goods/services list, click [here](#).)

International Class	Description
042	Website design consultancy
042	Website load testing services
042	Computer website design
042	Website development for others
042	Website usability testing services
038	Message sending via a website
041	Providing a website featuring non-downloadable photographs
045	Providing cemetery interment information via a website
041	Providing entertainment information via a website
041	Providing a website featuring information about hunting
041	Providing a website featuring entertainment information
042	Website design and development for others
045	Providing a website featuring information regarding dating
035	Providing business information via a website
036	Bill payment services provided through a website

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100 results per page Search for: website 039

s) for [website 039]: (For instructions on how to build the complete goods/services list, click [here](#).)

Description
Providing a website featuring information on travel < 11-17-2011: While this wording is still acceptable, the 11-26-2009 entry is being deleted from the Manual because it is covered by the existing entry "Providing a website featuring information on travel" in Class 000. 09-19-2013: Acceptable entry status changed from "D" deleted to "X" example. >
Booking of transportation via a website
Providing a website featuring information in the field of transportation
Providing a website featuring information on airport parking
Providing a website featuring information about RV parking
Website providing travel booking and reservation services for divers
Making transportation bookings and reservations for others by means of a website
Provide a website for the arrangement and booking of eco-travel < On 01-01-2013, the 03-19-2009 entry was modified by deleting "and eco-tours" because "arranging of tours" is overbroad under the Nice Classification, Tenth edition, version 2014, effective 1-1-2014. >
Providing a website featuring information in the field of postal codes
Providing a website featuring information in the field of {indicate specific means, e.g., air, boat, rail, bus} transportation
Providing a website featuring non-downloadable videos in the field of {indicate type, e.g., truck, train, air} transportation < On 01-01-2014, this 07-26-2012 entry was transferred from Class 039 to Class 041. Pursuant to the Nice Classification, Tenth edition, version 2014, effective 1-1-2014, subject matter of the videos. >

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Trademark/Service Mark Application, Principal Register

TEAS Plus Application (Version 5.8)

Basis for Filing

NOTE: For an instructional video on what is meant by "basis for filing," [click here](#).
NOTE: For an instructional video explaining how to fill out the Filing Basis page, [click here](#).

The applicant requests that the trademark/service mark identified on the preceding page be registered with the USPTO on the Principal Register for the class(es) and goods/services displayed below, and

Instructions for assigning filing basis(es):
For each of the items listed in the chart below, you may assign a specific filing basis, or if appropriate, multiple bases. If the list is incorrect, you may either add or delete items, using the appropriate button. For instructions on how to add item(s) to the list displayed below, [click here](#).

- One class or multiple classes, with ONE filing basis for ALL listed items *Examples*
- NOTE: This is the most common choice. The following are other options, but they are much less common:
- One class or multiple classes, with same multiple filing bases for ALL listed items in class(es) *Examples*
- One class or multiple classes, with different filing basis(es) for different goods/services within the same class, and/or for different overall classes *Examples*

NOTE - INSTRUCTIONAL VIDEOS AVAILABLE REGARDING GOODS/SERVICES IN AN APPLICATION: For a video on goods/ services and the importance of making a proper identification page in this application, [click here](#).

Add Goods/Services

For instructions on how to add item(s) to the list displayed below, [click here](#).

Select All	International Class	Goods/Services
<input checked="" type="checkbox"/>	014	Jewelry
<input checked="" type="checkbox"/>	014	Necklaces [jewellery]
<input checked="" type="checkbox"/>	014	Pet jewelry

NOTE: The 4 BUTTONS below identify the choices of filing basis to be assigned to the items listed in the table, above. For an explanation of each basis, [click here](#). Because assignment of the which basis(es) to select, before clicking the button(s), below, to begin the assignment of the basis(es).

WARNING: Registration Subject to Cancellation for Fraudulent Statements
You must ensure that statements made in filings to the USPTO are accurate, as inaccuracies may result in the cancellation of a trademark registration. The lack of a bona fide intention to use the mark w/ claim use, could jeopardize the validity of the registration and result in its cancellation.

Section 1(a)

Actually using mark in commerce now No use of mark yet, intending to use Foreign application exists for same goods/

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Instructions for assigning filing basis(es):

For each of the items listed in the chart below, you may assign a specific filing basis, or if appropriate, multiple bases. If the list is incorrect, you may either add or delete items from the listing of goods/services, click [here](#).

- **One class or multiple classes, with ONE filing basis for ALL listed items** *Examples*
- **NOTE:** This is the most common choice. The following are other options, but they are much less common:
- **One class or multiple classes, with same multiple filing bases for ALL listed items in class(es)** *Examples*
- **One class or multiple classes, with different filing basis(es) for different goods/services within the same class, and/or for different overall classes** *Examples*

NOTE - INSTRUCTIONAL VIDEOS AVAILABLE REGARDING GOODS/SERVICES IN AN APPLICATION: For a video on goods/ services and the importance of this page in this application, click [here](#).

Add Goods/Services

For instructions on how to add item(s) to the list displayed below, click [here](#).

<input checked="" type="checkbox"/> Select All	International Class	Goods/Services
<input checked="" type="checkbox"/>	014	Jewelry
<input checked="" type="checkbox"/>	014	Necklaces [jewellery]
<input checked="" type="checkbox"/>	014	Pet jewelry

Section 1(a). Use in Commerce: The applicant is using the mark in commerce on or in connection with the identified goods/services. The applicant attaches, or will later submit, a specimen of the mark for each of the listed goods/services, regardless of whether the mark itself is in the standard character format or is a stylized or design mark. The specimen image file may be in color, and may be a photograph, a drawing, or a video. The specimen must show the mark as actually used in commerce. Examples of specimens for goods include tags, labels, instruction manuals, containers, and packaging. Examples of specimens for services include websites, social media posts, and advertisements. Webpages may also be specimens for goods when they include a picture or textual description of the goods associated with the mark and the means to order the goods. Examples of specimens for services include billboards, and website printouts that show the mark used in the actual sale, rendering, or advertising of the services.

For an instructional video on what is an appropriate trademark or service mark specimen for a good or service, click [here](#).

NOTE: For attachment, the JPG/PDF image file(s) or sound/motion file(s) showing the specimen(s) must be on your local drive. A specimen should NOT be: (1) the same file used in the mark section; or (2) a newly-created file that shows only the mark by itself. (Reminder: Within the earlier mark section, you may attach a specimen of the mark used in commerce, and does not display anything that would not truly be considered part of the actual mark, e.g., a scan of a complete business card would not be an acceptable mark image.)

[Remove this 1\(a\)](#)

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<input checked="" type="checkbox"/> Select All	International Class	Goods/Services
<input checked="" type="checkbox"/>	014	Jewelry
<input checked="" type="checkbox"/>	014	Necklaces [jewellery]
<input checked="" type="checkbox"/>	014	Pet jewelry

Section 1(a). Use in Commerce: The applicant is using the mark in commerce on or in connection with the identified goods/services. The applicant attaches, or will later submit, one specimen as a JPG/PDF image of listed goods/services, regardless of whether the mark itself is in the standard character format or is a stylized or design mark. The specimen image file may be in color, and the image must be in color if color is used. **NOTE: The specimen must show the mark as actually used in commerce.** Examples of specimens for goods include tags, labels, instruction manuals, containers, and photographs that show the mark on the goods. Webpages may also be specimens for goods when they include a picture or textual description of the goods associated with the mark and the means to order the goods. Examples of specimens for services include billboards, and website printouts that show the mark used in the actual sale, rendering, or advertising of the services. **For an instructional video on what is an appropriate trademark or service mark specimen for a good or service, click here.**

NOTE: For attachment, the JPG/PDF image file(s) or sound/motion file(s) showing the specimen(s) must be on your local drive. A specimen should NOT be: (1) the same file used in the mark section; or (2) a newly-created file that shows only the mark by itself. (Reminder: Within the earlier mark section, if you attached an image file for a specimen, and does not display anything that would not truly be considered part of the actual mark, e.g., a scan of a complete business card would not be an acceptable mark image, although it may be an acceptable specimen image.)

Remove this 1(a)

*** Attach Specimen** 1 file(s) attached
 Check this box if you are attaching a color specimen. **NOTE: Check only if you believe your specimen is in color, yet you receive a color specimen; otherwise, do not check this box, because the attached image was automatically accepted as color.**

Description of Specimen

*** Date of First Use of Mark Anywhere** By the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as (MM/DD/YYYY)

*** Date of First Use of the Mark in Commerce** By the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as (MM/DD/YYYY)

Foreign application exists for same goods/services

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NOTE - INSTRUCTIONAL VIDEOS AVAILABLE REGARDING GOODS/SERVICES IN AN APPLICATION: For a video on goods/ services and the importance of making a proper identification page in this application, [click here](#).

For instructions on how to add item(s) to the list displayed below, [click here](#).

<input checked="" type="checkbox"/> Select All	International Class	Goods/Services
<input checked="" type="checkbox"/>	014	Jewelry
<input checked="" type="checkbox"/>	014	Necklaces [jewellery]
<input checked="" type="checkbox"/>	014	Pet jewelry

NOTE: The 4 BUTTONS below identify the choices of filing basis to be assigned to the items listed in the table, above. For an explanation of each basis, click here. Because assignment of the filing basis(es) to select, before clicking the button(s), below, to begin the assignment of the basis(es).

WARNING: Registration Subject to Cancellation for Fraudulent Statements
You must ensure that statements made in filings to the USPTO are accurate, as inaccuracies may result in the cancellation of a trademark registration. The lack of a bona fide intention to use the mark with claim use, could jeopardize the validity of the registration and result in its cancellation.

Actually using mark in commerce now No use of mark yet, intending to use Foreign application exists for same goods/services

NOTE: Clicking "Go Back" will take you directly back to the MARK section of the form. Clicking "Continue" prior to assigning a filing basis will result in an error.

[Business/Privacy Statements](#) | [TEAS Form Business Statement](#)

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Instructions for assigning filing basis(es):

For each of the items listed in the chart below, you may assign a specific filing basis, or if appropriate, multiple bases. If the list is incorrect, you may either add or delete items, using the appropriate button listing of goods/services, click [here](#).

- **One class or multiple classes, with ONE filing basis for ALL listed items** *Examples*
NOTE: This is the most common choice. The following are other options, but they are much less common:
- **One class or multiple classes, with same multiple filing bases for ALL listed items in class(es)** *Examples*
- **One class or multiple classes, with different filing basis(es) for different goods/services within the same class, and/or for different overall classes** *Examples*

NOTE - INSTRUCTIONAL VIDEOS AVAILABLE REGARDING GOODS/SERVICES IN AN APPLICATION: For a video on goods/ services and the importance of making a proper identification page in this application, click [here](#).

For instructions on how to add item(s) to the list displayed below, click [here](#).

<input checked="" type="checkbox"/> Select All	International Class	Goods/Services
<input checked="" type="checkbox"/>	014	Jewelry
<input checked="" type="checkbox"/>	014	Necklaces [jewellery]
<input checked="" type="checkbox"/>	014	Pet jewelry

Section 1(b), Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services **NOTE: More than one basis may be application. If claiming a Section 1(a) basis, it is NOT necessary or appropriate also to claim a Section 1(b) basis for the same goods/services, simply to indicate an intent to continue using the mark for the**
 I understand that the selection of Section 1(b) "Intent to Use" as the filing basis requires the applicant to do the following before the mark can register: (1) begin using the mark in commerce; and (2) file application has already been approved, examination of the Allegation of Use may result in the examining attorney issuing a refusal.
WARNING: If you select this option, additional filing(s) and fee(s) will be required when you begin use of the mark in commerce to receive a registration. For more information, click [here](#) (see first and second

Foreign application exists for same goods/services

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**Trademark/Service Mark Application, Principal Register
TEAS Plus Application (Version 5.8)**

- Check here if an attorney is filing this form on behalf of the applicant(s). If an attorney is not filing, simply click on the box if currently checked to "uncheck" that box.
- Check here if the applicant wants to appoint a Domestic Representative. A Domestic Representative is OPTIONAL if the applicant's address is outside the United States. Once checked, a separate set

Attorney Information	
* Correspondent Attorney Name	Michael J. Feigin, Esq.
Individual Attorney Docket/Reference Number	NOTE: You must limit your entry here to no more than 12 characters.
Other Appointed Attorney(s)	Michael J. Feigin, Esq.
Firm Name	Feigin and Fridman LLC
Internal Address	
* Street Address	1037 Rt 46 East NOTE: You must limit your entry here, and for all remaining fields within this overall section (except City, see below), to no more than 40 characters (the total result in an undeliverable address, due to truncation at the 40 character limit.
* City	Clifton NOTE: You must limit your entry here to no more than 22 characters.
* State (Required for U.S. addresses)	New Jersey NOTE: You must include as part of the "City" entry any information related to geographical regions (e.g., provinces) not found in the dropdown lists for "State instances; you will then also have to select the country within which the region is found, below.
* Country or U.S. Territory	United States
* Zip/Postal Code (Required for U.S. addresses)	07013
Phone Number	9736855280
Fax Number	
* Internet E-mail Address	michael@PatentLawNY.com An e-mail address for communication with the appointed attorney must be provided. The attorney must keep this address current. <input checked="" type="checkbox"/> Check here to authorize the USPTO to communicate with the appointed attorney via e-mail. (Informal communication is NOTE: By checking this box, the appointed attorney acknowledges that it is solely responsible for receipt of USPTO documents sent via e-mail. The appointed attorney has e-mailed an Office action. If an action has been sent to the provided e-mail address, the USPTO is not responsible for any e-mail not received software, or any problems within the applicant's, the applicant's appointed attorney's, or the applicant's domestic representative's e-mail system. All sent acc

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Navigation History: Instruction > Applicant > Mark > Goods/Services/Filing Basis > Attorney/Dom. Rep./Correspondence > Fee/Signature

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.
 PTO Form 1478 (Rev. 09/2006)
 OMB No. 0551-0009 (Exp. 02/28/2018)

Trademark/Service Mark Application, Principal Register TEAS Plus Application (Version 5.8)

Fee Information

NOTE: For an instructional video on the fee and signature information sections, [click here](#).
 Note: Three payment options ([credit card](#), [automated deposit account](#), and [Electronic Funds Transfer](#)) will appear after clicking on the **Pay/Submit** button, which is available on the bottom of the Validation page.

Number of Classes	1 (Class: 014)
Fee per class	\$225
Total Fee Due	\$225

Signature Information

Click to choose ONE [signature method](#):

[Sign directly](#)
 [E-mail Text Form to second party for signature](#)
 [Handwritten pen-and-ink signature](#)

Electronic Signature

To electronically sign this application, enter any alpha/numeric characters (letters/numbers) of your choosing, preceded and followed by the forward slash (/) symbol. Most signatories enter their name and e-mail address.

DECLARATION

Read the following statements before signing. Acknowledge the statements by checking the boxes and signing below.

If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):

- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
- The mark is in use in commerce on or in connection with the goods/services in the application;
- The specimen(s) shows the mark as used on or in connection with the goods/services in the application; and
- The facts set forth in the application are true.

If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):

- The signatory believes that the applicant is entitled to use the mark in commerce;
- The applicant has a bona fide intention to use the mark in commerce on or in connection with the goods/services in the application; and
- The facts set forth in the application are true.

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Fee Information

NOTE: For an instructional video on the fee and signature information sections, [click here](#).
 Note: Three payment options ([credit card](#), [automated deposit account](#), and [Electronic Funds Transfer](#)) will appear after clicking on the **Pay/Submit** button, which is available on the bottom of the Validation page.

Number of Classes	1 (Class: 014)
Fee per class	\$225
Total Fee Due	\$225

Signature Information

Click to choose ONE [signature method](#):

[Sign directly](#)
 [E-mail Text Form to second party for signature](#)
 [Handwritten pen-and-ink signature](#)

Text Form for E-Signatures

NOTE: The same person may sign the declaration on behalf of the other joint applicant(s), by merely making identical entries. The USPTO will presume that the one person will sign the declaration on behalf of all joint applicants.

Signatory's Name	Pioni Almoni
Signatory's Position	Owner
Signatory's Phone Number	

NOTE: Enter the appropriate title or the nature of the relationship to the applicant - if an individual (e.g., "Owner", "Attorney in Fact", "Authorized Signatory", "Vice President", "Secretary", "Member", "Partner", "Director", "Officer", "Member of the Board of Directors", "Member of the Board of Managers", "Member of the Board of Trustees", "Member of the Board of Directors of a Corporation", "Member of the Board of Directors of a Limited Liability Company", "Member of the Board of Directors of a Partnership", "Member of the Board of Directors of a Trust", "Member of the Board of Directors of a Non-Profit Organization", "Member of the Board of Directors of a Religious Organization", "Member of the Board of Directors of a Educational Organization", "Member of the Board of Directors of a Charitable Organization", "Member of the Board of Directors of a Non-Governmental Organization", "Member of the Board of Directors of a Non-Profit Corporation", "Member of the Board of Directors of a Non-Profit Limited Liability Company", "Member of the Board of Directors of a Non-Profit Partnership", "Member of the Board of Directors of a Non-Profit Trust", "Member of the Board of Directors of a Non-Profit Religious Organization", "Member of the Board of Directors of a Non-Profit Educational Organization", "Member of the Board of Directors of a Non-Profit Charitable Organization", "Member of the Board of Directors of a Non-Profit Non-Governmental Organization"); if an authorized signatory of a business entity enter, e.g., "President," "Vice President," "Secretary," "Member of the Board of Directors," "Member of the Board of Managers," "Member of the Board of Trustees," "Member of the Board of Directors of a Corporation," "Member of the Board of Directors of a Limited Liability Company," "Member of the Board of Directors of a Partnership," "Member of the Board of Directors of a Trust," "Member of the Board of Directors of a Non-Profit Organization," "Member of the Board of Directors of a Religious Organization," "Member of the Board of Directors of a Educational Organization," "Member of the Board of Directors of a Charitable Organization," "Member of the Board of Directors of a Non-Governmental Organization".

NOTE: If there are multiple signatories, click on the "Add Signatory" button below, and repeat signature process. Otherwise, Click on the [Validate](#) button, or if necessary, the Go Back button.

[Burden/Privacy Statement](#) | [TEAS Form Burden Statement](#)

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TEAS Trademark/Service Mark Application, Principal Register
TEAS Plus Application (Version 5.8) - Validation Page

On Mon Mar 29 12:40:56 EDT 2017 You completed all mandatory fields and successfully validated the form. It has NOT been filed to the USPTO at this point. Please complete all steps below to submit the application.

NOTE: For an instructional video on the Validation Page, [click here](#).

STEP 1: Review the application data in various formats, by clicking on the phrases under Application Data. Use the print function within your browser to print these pages for your own records. If the Mark and Specification are not displayed, click on the "Text Form" link.

Note: It is important that you review this information for accuracy and completeness now. Corrections after submission may not be permissible, thereby possibly affecting your legal rights.

Note: If you are using the e-signature approach or the handwritten pen-and-ink signature approach, you must click on the final link to access the specific "text form" for that purpose.

Application Data

Input
 Mark
 XML File
 Text Form

STEP 2: To download and save the form data, click on the [Download Portable Data](#) button at the bottom of this page. The information will be saved to your local drive. To begin the submission process with saved data displayed on the initial form wizard page, at "[OPTIONAL] To access previously-saved data, use the "Browse/Choose File" button below to access the file from your local drive." **REMINDER:** Do NOT try to click on the "Go Back to Modify" button, as if starting a brand new form, and then use the specific "Browse/Choose File" button on that page to import the saved file. Clicking on the "Continue" button at the bottom of that first page will then properly open the form.

[Burden/Privacy Statement](#) | [TEAS Form Burden Statement](#)

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Trademark/Service Mark Application, Principal Register
TEAS Plus Application

NOTE: Data fields with the * are mandatory. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	MRK091129119-121528309 - funstar.jpg
*SPECIAL FORM	YES
USPTO-GENERATED IMAGE	NO
LITERAL ELEMENT	FUNSTAR
*COLOR MARK	YES
*COLOR(S) CLAIMED (if applicable)	The color(s) yellow, black is/are claimed as a feature of the mark.
*DESCRIPTION OF THE MARK (and Color Location, if applicable)	The mark consists of a malformed yellow star with a thick black outline above the word FUNSTAR in yellow.
PIXEL COUNT ACCEPTABLE	YES
PIXEL COUNT	800 x 600
APPLICANT INFORMATION	
*OWNER OF MARK	Michael Feigin
*STREET	1037 Rt 46 East, Suite 107
*CITY	Clifton
*STATE (Required for U.S. applicants)	New Jersey
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants)	07013
PHONE	9736855280
FAX	9736855280
EMAIL ADDRESS	michael@PatentLawNY.com
LEGAL ENTITY INFORMATION	

Attorney Credits®

The applicant's current Attorney Information:
Michael J. Feigin, Esq. of Feigin and Fridman LLC 1037, Rt 46 East
Clifton, New Jersey 07013
United States
9736855280(phone)
michael@PatentLawNY.com (authorized)

The applicant's current Correspondence Information:
Michael J. Feigin, Esq.
Feigin and Fridman LLC
1037, Rt 46 East
Clifton, New Jersey 07013
9736855280(phone)
michael@PatentLawNY.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or the applicant's attorney, or the applicant's agent, and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS) and pay the applicable processing fee of \$125 per international class of goods/services.

A fee payment in the amount of \$225 will be submitted with the application, representing payment for 1 class(es).

Electronic Signature

To electronically sign this document, enter any alpha/numeric characters (letters/numbers) of your choosing, preceded and followed by the forward slash (/) symbol. Most signatories

Declaration Signature

Read the following statements before signing. Acknowledge the statements by checking the boxes and signing below.

- If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):
- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
 - The mark is in use in commerce on or in connection with the goods/services in the application;
 - The specimen(s) shows the mark as used on or in connection with the goods/services in the application; and
 - The facts set forth in the application are true.

If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):

Attorney Credits®

To the Commissioner for Trademarks:

MARK: FUNSTAR (stylized and/or with design, see [mark](#))

The literal element of the mark consists of FUNSTAR.
The color(s) yellow, black is/are claimed as a feature of the mark. The mark consists of a malformed yellow star with a thick black outline.
The applicant, Michael Feigin, a citizen of United States, having an address of
1037 Rt 46 East, Suite 107
Clifton, New Jersey 07013
United States
9736855280(phone)
9736855280(fax)
michael@PatentLawNY.com (not authorized)

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register.

For specific filing basis information for each item listed below, click directly on the class heading(s).

[International Class 014:](#) Jewelry; Necklaces; Pet jewelry

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

Disclaimer

No claim is made to the exclusive right to use jewelry apart from the mark as shown.

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TEAS will send any e-signature request directly back to you as the requestor, and then you must forward the resulting e-mail to the recipient. You must immediately be aware when a problem exists with the signatory's e-mail that requires possible correction and re-sending. All "

NOTE: From the point of validation, you must get the Trademark/Service Mark Application, Principal Register signed, return the downloadable portable form to save the Trademark/Service Mark Application, Principal Register indefinitely, by clicking c

***1. Enter your name:**

Michael J. Feigin, Esq.

***2. Enter your e-mail address (single e-mail address only):**

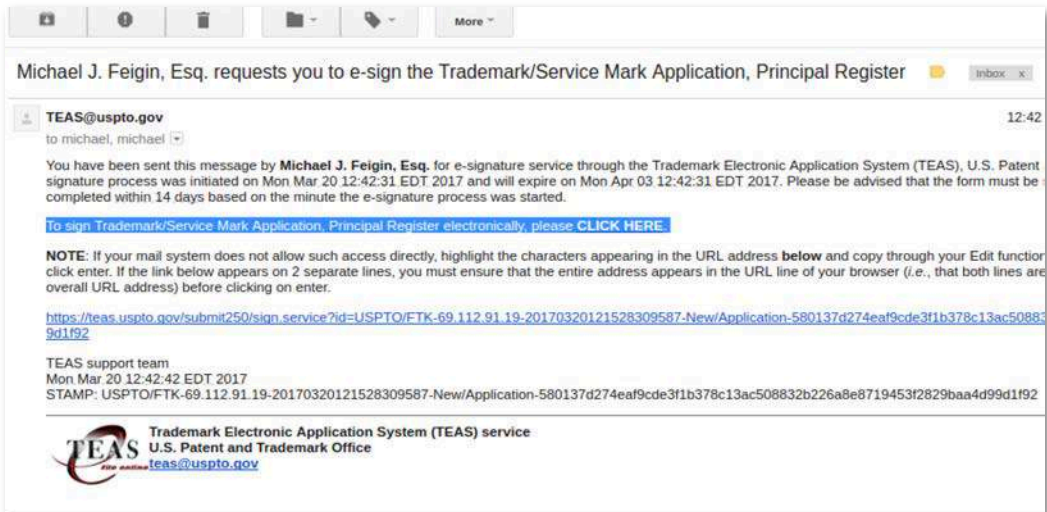
michael@PatentLawNY.com

Note: Your name, e-mail address, and that of recipient, will be used only in the case of transmission errors and to let the recipient know who sent the request.

Send Email

Clear

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aranteed. A USPTO examining attorney will review your application approximately three months after the filing date for compliance with all le
has filed the original application on your behalf. Failure to submit a timely response will result in the abandonment of your application.

* Signature	/Ploni Almoni/ NOTE: The same person may sign the declaration on behalf of the other joint applicant(s), by merely making identical entries. The USPTO will presume that the one person who has signed was, in fact, authorized to sign on behalf of the other person(s).
* Signatory's Name	Ploni Almoni
* Signatory's Position	Owner NOTE: Enter the appropriate title or the nature of the relationship to the applicant - if an individual, enter "Owner" or "Authorized Signatory"; if a business entity, enter, e.g., "President," "Vice President," "General Partner" (if a partner).
Signatory's Phone Number	

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To the Commissioner for Trademarks:

MARK: FUNSTAR (stylized and/or with design, see [mark](#))

The literal element of the mark consists of FUNSTAR.

The color(s) yellow, black is/are claimed as a feature of the mark. The mark consists of a malformed yellow star with a thick black outline above the word FUNSTAR.

The applicant, Michael Feigin, a citizen of United States, having an address of

1037 Rt 46 East, Suite 107
Clifton, New Jersey 07013

United States
9736855280(phone)
9736855280(fax)

michael@PatentLawNY.com (not authorized)

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act

For specific filing basis information for each item listed below, click directly on the class heading(s).

[International Class 014:](#) Jewelry; Necklaces; Pet jewelry

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services. (15 U.S.C. S

Disclaimer

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Declaration Signature

Read the following statements before signing. Acknowledge the statements by checking the boxes and signing below.

If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):

- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
- The mark is in use in commerce on or in connection with the goods/services in the application;
- The specimen(s) shows the mark as used on or in connection with the goods/services in the application; and
- The facts set forth in the application are true.

If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d),

- The signatory believes that the applicant is entitled to use the mark in commerce;
- The applicant has a bona fide intention to use the mark in commerce on or in connection with the goods/services in the application;
- The facts set forth in the application are true.

To the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce on or in connection with the goods/services in the application, cause confusion or mistake, or to deceive.

To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the applicant is not aware of any persons who have the right to use the mark in commerce on or in connection with the goods/services in the application, cause confusion or mistake, or to deceive.

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

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IMPORTANT INFORMATION FOR APPLICANT:

No filing fee refunds

Once your application is submitted, the USPTO will not cancel the filing or refund your fee. The fee is a processing fee and you might attempt to request cancellation of the filing.

All information submitted made public

All information submitted to the USPTO at any point in the application and/or registration process will become public and be disclosed. The public will be able to view the information in the USPTO's on-line databases and through internet search engines. If registration is surrendered, cancelled, or expired, for any information that may be subject to copyright protection, the information in its on-line database and in copies of the application or registration record.

Review of application

Registration is not automatic or guaranteed. A USPTO examining attorney will review your application approximately 3-4 months after filing. A response within a strict time deadline, even if a filing company has filed the original application on your behalf. Failure to respond within the deadline may result in abandonment of the application.

Signature: Date Signed:
MM/DD/YYYY

Signatory's Name

Signatory's Position

Signatory's Phone Number

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Submission link for Trademark/Service Mark Application, Principal Register inbox x

TEAS@uspto.gov 12:45 PM
to michael ▾

WARNING: While the signature process has been completed, this form will NOT be filed with the USPTO unless you complete the "Submit" process, below. The e-s on Mon Mar 20 12:42:31 EDT 2017 and will expire on Mon Apr 03 12:42:31 EDT 2017. Please be advised that the form must be signed and the filing to the USPTO based on the minute the e-signature process was started.


On Mon Mar 20 12:45:54 EDT 2017, Ploni Almoni has successfully completed the e-signature service for the Trademark/Service Mark Application, Principal Register Application System (TEAS), U.S. Patent and Trademark Office.

To submit Trademark/Service Mark Application, Principal Register electronically, please click [Submit](#).

NOTE: If your mail system does not allow such access directly, highlight the characters appearing in the URL address below and copy through your Edit function, the click enter. If the link below appears on 2 separate lines, you must ensure that the entire address appears in the URL line of your browser (i.e., that both lines are on overall URL address) before clicking on enter.

https://teas.uspto.gov/forms/teas_service?form_action=SIGNRES&formId=ftk&id=USPTO/FTK-69.112.91.19-20170320121528309587-New/Application-580137d27408832b226a8e8719453f2829baa4d99d1f92

TEAS support team
Mon Mar 20 12:45:54 EDT 2017
STAMP: USPTO/FTK-69.112.91.19-20170320121528309587-New/Application-580137d27408832b226a8e8719453f2829baa4d99d1f92

 Trademark Electronic Application System (TEAS) service
U.S. Patent and Trademark Office
teas@uspto.gov

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TEAS Plus Application (version 3.0) - validation page

2017 You completed all mandatory fields and successfully validated the form. It has NOT been filed to the USPTO at this point. Please complete all steps below to submit the application.

See on the Validation Page, [click here](#).

on data in various formats, by clicking on the phrases under Application Data. Use the print function within your browser to print these pages for your own records. If the Mark and Specimens appear b
view this information for accuracy and completeness now. Corrections after submission may not be permissible, thereby possibly affecting your legal rights.
ature approach or the handwritten pen-and-ink signature approach, you must click on the final link to access the specific "text form" for that purpose.

Mark	XML File	Text Form for E-Signature
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and you are ready to file this application electronically, confirm the e-mail address for acknowledgment. Once you submit the form electronically, we will send an electronic acknowledgment of receipt
d the acknowledgment to a different e-mail address, or to an additional address(es), please enter the proper address or additional address(es). For **multiple addresses/receipts**, please separate e-mail ad
e purpose of resolving the acknowledgment that the transmission reached the USPTO, and is not related to the e-mail that will be used for correspondence purposes (although it could be the same address. The official e-mail address that the USPTO v

E-mail for acknowledgment

to ensure we can deliver your e-mail confirmation successfully, please re-enter your e-mail address(es) here:

E-mail for acknowledgment

following:

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Trademark Timeline - How the Trademark Process Works

Trademark Introduction

Trademarks protect your brand name, logo, or other identifier for your goods or services. (Technically, if it's protecting services it's called a "service mark" but people usually just call them all "trademarks".) You are also invited to look at a [list of trademarks obtained by this law firm](#), to see examples. By registering a trademark, the U.S. (or foreign) government is giving you a right to stop others from selling a product which would confuse consumers as to where the product came from.

The trademark process has the following steps (and time from filing):

1. Search / Due Diligence & Filing (0 months)
2. Internal Review: Examination by the U.S. Trademark Office (4 months)
3. External Review: Third Party Opposition (rare; 6 months)
4. Use of the Trademark (at time of filing or 6 - 12 months)
5. Trademark Issuance (9 - 12 months)
6. Renewal of the Trademark (before 6th year, before every 10th year)

Now for the details and qualifications to this timeline -

0 months - Filing Your Trademark

First, a search is conducted. For information on [Trademark Searches](#), view the [previous page by clicking here](#).

After conducting a search and ensuring that your trademark has a reasonable chance of being obtained (after all, who wants to put lots of money into marketing, branding, and producing your products if you can't use a name), it is filed at the U.S. Patent and Trademark Office (the "U.S.P.T.O." or "USPTO").

4 months - Trademark Examination - "Internal Review"



Trademarks

Trademark Basics & Clearance Searches

Trademark Filing Requirements

Trademark Timeline / Trademark Process

Trademarks Issued for the Firm

Trademark: Supplemental Register

Domain Name Disputes

Trademark International Classes

Initial Interest Confusion and the Internet

How-To Videos on Trademarks

Protecting Trademarks Online

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To: New Atlantic Assets Limited (michael@PatentLawNY.com)
Subject: U.S. TRADEMARK APPLICATION NO. 87055110 - BRISTAR ILLUSION - UDA003
Sent: 9/14/2016 8:05:42 PM
Sent As: ECOM105@USPTO.GOV
Attachments: [Attachment - 1](#)
[Attachment - 2](#)

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

U.S. APPLICATION SERIAL NO. 87055110

MARK: BRISTAR ILLUSION

87055110

CORRESPONDENT ADDRESS:
MICHAEL J. FEIGIN,
FEIGIN & FRIDMAN, LLC
1037 RT 46 EAST, SUITE 107
CLIFTON, NJ 07013

[CLICK HERE TO RESPOND TO THIS LETTER:](http://www.uspto.gov/trademarks/tao/response_ferms.jsp)
http://www.uspto.gov/trademarks/tao/response_ferms.jsp

[VIEW YOUR APPLICATION FILE](#)

APPLICANT: New Atlantic Assets Limited

CORRESPONDENT'S REFERENCE/DOCKET NO.:
UDA003

CORRESPONDENT E-MAIL ADDRESS:
michael@PatentLawNY.com

OFFICE ACTION

STRICT DEADLINE TO RESPOND TO THIS LETTER

TO AVOID ABANDONMENT OF APPLICANT'S TRADEMARK APPLICATION, THE USPTO MUST RECEIVE APPLICANT'S COMPLETE RESPONSE TO THIS LETTER WITHIN

ISSUE/MAILING DATE: 9/14/2016

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SUMMARY OF ISSUES:

- Section 2(d) Refusal – Likelihood of Confusion

SECTION 2(d) REFUSAL – LIKELIHOOD OF CONFUSION

Applicant is attempting to register the mark BRISTAR ILLUSION for Class 14 goods.

Registration of the applied-for mark is refused because of a likelihood of confusion with the mark in U.S. Registration No. 4569873. Trademark Act Section 2(d)

Registrant owns the mark DIAMOND ILLUSIONS for Class 14 goods.

Trademark Act Section 2(d) bars registration of an applied-for mark that so resembles a registered mark that it is likely a potential consumer would be confused. Determination of likelihood of confusion under Section 2(d) is made on a case-by case basis and the factors set forth in *In re E. I. du Pont de Nemours & Co.*, 47 Bank Grp., Inc., 637 F.3d 1344, 1349, 98 USPQ2d 1253, 1256 (Fed. Cir. 2011) (citing *On-Line Careline, Inc. v. Am. Online, Inc.*, 229 F.3d 1080, 1085, 56 USPC and any one of the factors may control in a given case, depending upon the evidence of record. *Citigroup Inc. v. Capital City Bank Grp., Inc.*, 637 F.3d at 1355, see *In re E. I. du Pont de Nemours & Co.*, 476 F.2d at 1361-62, 177 USPQ at 567.

In this case, the following factors are the most relevant: similarity of the marks, similarity and nature of the goods, and similarity of the trade channels of the goods. *Miniatures Inc.*, 59 USPQ2d 1593, 1595-96 (TTAB 1999); TMEP §§1207.01 *et seq.*

Comparison of the Marks

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Comparison of the Marks

Marks are compared in their entireties for similarities in appearance, sound, connotation, and commercial impression. *Stone Lion Capital Partners, LP v. Clichot Ponsardin Maison Fondee En 1772*, 396 F.3d 1369, 1371, 73 USPQ2d 1689, 1691 (Fed. Cir. 2005); TMEP §1207.01(b)-(b)(v). “Similarity of marks is determined by the overall commercial impression that confusion as to the source of the goods offered under the respective marks is likely to result.” *Canadian Imperial Bank of Commerce v. Wells Fargo Bank, Nat’l Ass’n*, 811 F.2d 1490, 1495, 1 USPQ2d 1813, 1817 (Fed. Cir. 1987) (finding CONFIRM and CONFIRMCELLS confusingly similar); *In re Pellerin Milnor Corp.*, 221 USPQ 558, 560 (TTAB 1983) (finding MILTRON and MILTRONIA confusingly similar); *In re White Swan Ltd.*, 8 USPQ2d 1534, 1535 (TTAB 2007) (finding SWAN and SWANHEAD confusingly similar); *In re 1st USA Realty Prof’ls, Inc.*, 84 USPQ2d 1581, 1586 (TTAB 2007); *In re White Swan Ltd.*, 8 USPQ2d 1534, 1535 (TTAB 2007) (finding SWAN and SWANHEAD confusingly similar).

The applied-for mark, BRISTAR ILLUSION, is confusingly similar to the registered mark, DIAMOND ILLUSIONS. Both marks share a form of the appearance where similar terms or phrases or similar parts of terms or phrases appear in the compared marks and create a similar overall commercial impression. *Canadian Imperial Bank of Commerce v. Wells Fargo Bank, Nat’l Ass’n*, 811 F.2d 1490, 1495, 1 USPQ2d 1813, 1817 (Fed. Cir. 1987) (finding CONFIRM and CONFIRMCELLS confusingly similar); *In re Pellerin Milnor Corp.*, 221 USPQ 558, 560 (TTAB 1983) (finding MILTRON and MILTRONIA confusingly similar); *In re White Swan Ltd.*, 8 USPQ2d 1534, 1535 (TTAB 2007) (finding SWAN and SWANHEAD confusingly similar).

Additionally, ILLUSIONS is the most significant portion of the registered mark because registrant has disclaimed DIAMOND. Although marks are compared in their entireties, the portion of the registered mark that is the most distinctive and significant portion of the mark is typically less significant or less dominant when comparing marks. See *In re Dixie Rests., Inc.*, 105 F.3d 1405, 1407, 41 USPQ2d 1531, 1533-34 (Fed. Cir. 2001) (finding that the portion of registrant’s mark is highly similar to applicant’s mark).

Although the applied-for mark contains additional matter, BRISTAR, this does not obviate the confusing similarity between the marks. When comparing marks that are similar in terms of their overall commercial impression that confusion as to the source of the goods offered under the respective marks is likely to result, the similarity of the marks is determined by the overall commercial impression that confusion as to the source of the goods offered under the respective marks is likely to result. *In re Viterra Inc.*, 671 F.3d 1358, 1362, 101 USPQ2d 1905, 1908 (Fed. Cir. 2012); *In re Nat’l Data Corp.*, 753 F.2d 1056, 1058, 224 USPQ 749, 751 (Fed. Cir. 1984) (finding that the portion of the registered mark that is the most distinctive and significant portion of the mark is typically less significant or less dominant when comparing marks. See *In re Dixie Rests., Inc.*, 105 F.3d 1405, 1407, 41 USPQ2d 1531, 1533-34 (Fed. Cir. 2001) (finding that the portion of registrant’s mark is highly similar to applicant’s mark)).

Here, the average purchaser is likely to be confused. The only distinctive portion of applicant’s mark is nearly identical to a term in registrant’s mark. Accordingly, the marks are confusingly similar.

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Response to Office Action	
The table below presents the data as entered.	
Input Field	
SERIAL NUMBER	87055110
LAW OFFICE ASSIGNED	LAW OFFICE 105
MARK SECTION	
MARK	https://tmimg-al.uspto.gov/testing2/api/img/87055110/large
LITERAL ELEMENT	BRISTAR ILLUSION
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
MARK STATEMENT	The mark consists of standard characters, without claim to any
ARGUMENT(S)	
<p>The Office Action of September 14, 2016 has rejected the present trademark application for BRISTAR ILLUSION in view of DIAMOND ILLUSIONS in view of a likelihood of confusion.</p> <p>While applicant does not dispute the closeness in scope of the goods, the marks are not comparable in view of clear guidance given in the TMEP about multi-word marks (pro marks (marks must be considered as a whole). Further, the term that is compared (ILLUSION instead of BRISTAR) is so diluted to render likelihood on confusion a moot issue. ILLUSION continue to remain on the primary register and/or be used in commerce.</p> <p>The legal test for likelihood of confusion which should be applied is that of the "commercial impression" and "dilution". Quoting MPEP 1207.01(b)(iii), "Additions or deletions of matter which are not part of the mark as shown on the registration certificate, but which are necessary to give the mark its proper meaning, are not considered as diluting the mark." (1) the marks in their entireties convey significantly different commercial impressions; or (2) the matter common to the marks is not likely to be perceived by purchasers as distinguishing source because it is merely descriptive or diluted. See, e.g., Citigroup Inc. v. Capital City Bank Group, Inc., 637 F.3d 1344, 1356, 98 USPQ2d 1253, 1261 (Fed. Cir. 2011) (affirming TTAB's holding that contemporaneous use of CITIBANK marks for banking and financial services, is not likely cause confusion, based, in part, on findings that the phrase "City Bank" is frequently used in the banking industry as a geographic connotation as well as a look and sound distinct from opposer's marks)."</p> <p><small>Note that the non-probability test is satisfied if either prong (1) or prong (2) is met. In this case, both are met to obviate any confusion.</small></p>	

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TRADEMARK PROSECUTION PART I: SEARCHING AND FILING A TRADEMARK APPLICATION AT THE USPTO

Presented by
MICHAEL FEIGIN, ESQ.
 U.S. PATENT ATTORNEY

www.patentlawny.com

OnlineEducation © 2017



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Trademark Timeline - How the Trademark Process Works

Trademark Introduction

Trademarks protect your brand name, logo, or other identifier for your goods or services. (Technically, if it's protecting services it's called a "service mark" but people usually just call them all "trademarks".) You are also invited to look at a [list of trademarks obtained by this law firm](#), to see examples. By registering a trademark, the U.S. (or foreign) government is giving you a right to stop others from selling a product which would confuse consumers as to where the product came from.

The trademark process has the following steps (and time from filing):

1. Search / Due Diligence & Filing (0 months)
2. Internal Review: Examination by the U.S. Trademark Office (4 months)
3. External Review: Third Party Opposition (rare; 6 months)
4. Use of the Trademark (at time of filing or 6 - 12 months)
5. Trademark Issuance (9 - 12 months)
6. Renewal of the Trademark (before 6th year, before every 10th year)

Now for the details and qualifications to this timeline -

0 months - Filing Your Trademark

First, a search is conducted. For information on [Trademark Searches, view the previous page by clicking here](#).

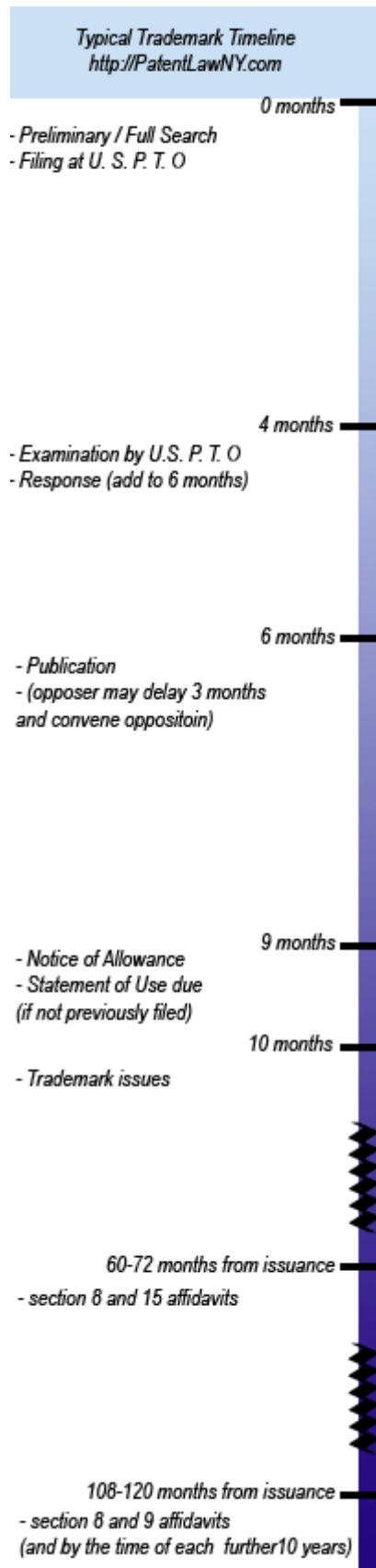
After conducting a search and ensuring that your trademark has a reasonable chance of being obtained (after all, who wants to put lots of money into marketing, branding, and producing your products if you can't use a name), it is filed at the U.S. Patent and Trademark Office (the "U.S.P.T.O." or "USPTO").

4 months - Trademark Examination - "Internal Review"

About four months from the date of filing, an *Examining Attorney at the trademark office* examines your trademark application and reports on his findings in an *Office Action*, or sometimes, by having a conversation with the [Attorney of Record](#).

In many cases, your trademark is allowed at this point or allowed with a minor change or edit. In some cases, a trademark may be rejected outright. The most common rejections are a) the trademark is descriptive and is only allowable on the [Supplemental Register](#), and b) It is likely to cause confusion in the marketplace with another trademark. If a Response is necessary, we have up to six months to provide such a Response which is usually on paper, but sometimes a telephone discussion with the Examining Attorney helps.

6 months - Publication - "External Review"



Assuming your trademark application hasn't been delayed by a rejection or taking time to file a response and is proceeding on the Primary Trademark Register, then your mark will be published for opposition at about the 6 month mark.

The trademark office typically takes a few weeks or more from the time an Examining Attorney approves your trademark until it gets published in the *Official Gazette*, but once published, an opposer has 30 days to speak up. He can extend the time to oppose up to a total of 90 days, which usually gives enough time for negotiations. An Opposition is rare, but it can happen. Filing a formal complaint with the Trademark Trials and Appeals Board is even rarer, but again, it can happen.

9 months - Notice of Allowance

If all goes well, and absent occurrences spoken about above which may add time to the application process for your trademark, a formal *Notice of Allowance* will be received from the Patent Office. If haven't yet filed a *Statement of Use*, we'll need to file this now as well. A Statement of Use is a picture of your product with your trademark thereon (no advertising materials). If your mark is a [service mark](#), tangential goods which relate to your services (such as advertising materials) must be submitted.

10 months - Trademark Registration Obtained

It takes a few weeks from the time of Allowance until the final Trademark Certificate arrives. This is especially true if we only filed a Statement of Use after issuance (see *9 months*). Now you can get the broadest scope of damages for trademark infringement when you go out and sue someone.

You'd think the fun would end here, and it would if this were a Design Patent, but with a trademark, there is a 'use it or lose it' policy. So, we have to keep telling the government that we're using the trademark.

60-72 months from issuance- Maintain Your Trademark

The timeline switches track a bit here. For convenience, the timeline is now listing months from issuance and not months from filing. The issue date becomes key in calculating all future dates in U.S. trademark practice. Once your mark is in use for at least five years, it's said to have obtained *secondary meaning*. That is, your trademark has now taken on a "definition" of it's own. Brand awareness and the fact that you've sold your product for five years is enough, according to the law, that people unquestionably know that your trademark refers to your product or services. So the government grants it "incontestable" status. (Okay, it's actually contestable, but for fewer reasons and it's much harder to contest.)

So, between 5 and 6 years from issuance we file two affidavits: a) an affidavit of continued use and b) an affidavit of incontestability. Your [Patent and Trademark Attorney](#) typically keeps track of the time and notifies you when the affidavits must be filed.

108-120 months from issuance - Maintain Your Trademark

By the 10th year of issuance, and every 10 years thereafter, you must file continued affidavits of use. Thus, at 10 years, 20 years, 30 years, and ... you get the idea, further affidavits must be filed or your trademark registration goes abandoned.

For more information, take a look at our [other trademark pages](#) or get in contact with a [patent and trademark attorney](#) at this firm.

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Trademark Basics & Clearance Searches

What is a Trademark?

Trademarks and service marks are marks, such as comprising words or logos, which represent a source of goods and services. The name "Coca-Cola" represents a particular concoction of ingredients sold by a certain company. By viewing the trademark, a consumer can recognize the source of the goods. Trading off of another's name and goodwill associated with the name is trademark infringement. Even more, using a similar name or logo, that is, one in which would confuse a consumer, is also trademark infringement.

Why Conduct a Trademark Clearance Search?

Simple - it is important to know who is using the name before you pour marketing, manufacturing, and legal fees into a name. If your trademark will not stand, then everything you've put into behind your name is potentially lost. Still further, even if you have a domain name or a registered trademark with the U.S. Patent and Trademark Office, you still are not assured that you can keep the name!

For example, in a 1996 case (International Star Class Yacht Racing Ass'n v. Tommy Hilfiger U.S.A., Inc., 80 F.3d 749 (2d Cir.)), a full clearance search was recommended and was not carried out and the court went so far as to consider that it may have been bad faith to keep using a mark from the time the plaintiff notified the defendant of the mark. Bad faith means high damages in addition to the loss of all the marketing dollars put into the name! This could have been avoided by spending a few extra dollars on the research up front.

Preliminary Trademark Search

A Preliminary, or "Knock-Off" Search is inexpensive and generally used to decide amongst a few names. Such searches involve keyword searches such as through the U.S. Patent & Trademark Office database and regular search engines and are accompanied by a preliminary opinion. Generally speaking, at least this level of search is conducted on your name before filing a trademark application by this law firm.

Full Clearance Search

As noted above, this is the preferred type of search and is recommended before filing a trademark application. Such a search comprises not only keyword searches but also "Soundex" searches which are searches of uses in commerce which *sound* the same as your proposed mark. For example, if you want to use the name "kit kat" a full clearance search would also search, "cit cat" and "kite cat".

Further, a full clearance search is a search of periodicals, domain names, the internet, and federal and state trademark registrations. Such a search generally results in about 150 - 300 pages of results! This law firm will evaluate the report and write an opinion letter as to likely problems, if any, with your name so you will know ahead of time what to expect.

Contact us to begin your trademark filings today!

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Trademark Filing Requirements

Trademark applications in the United States and internationally require certain basic information to be filed. An Attorney at our firm may have sent you to this page so that you will know what information to send to us.

The Trademark to be Registered

- For a word mark:- the exact spelling of the mark
- (e.g. just the name, "MANE GOAL");
- For a logo mark:
- the complete text shown in the mark; and
- a JPG image of the logo (we can convert your image, if necessary - see example to the right)



The Goods and Services & Classification Scheme

- All marks must list the goods and services to be protected by the mark.
 - Examples:
 - a) "hats, gloves, scarves, boots"; or
 - b) "software downloads in the field of financial planning."
 - Each of these examples fits into a single "class" of goods as they are related. However, if you want to put the goods of both "a" and "b" in the same trademark application, the U.S. Trademark Office charges a fee for each class of goods (for European Union trademark applications, up to three classes are included for the same fee).

Owner information

- Name of the owner (individual or corporation)
- State of incorporation (if owner is a corporation)
- Address of owner
- Name of person who will sign the application and their title (e.g. "president", "owner", "trademark administrator")

Statement of Use + Specimen Showing Use in Commerce

- U.S. Trademark applications may be filed in one of two ways - a) intent to use, or b) currently in use. If your mark is filed on an "intent to use" basis, no Statement of Use is required at the time of filing, but will be filed later. (Please be advised that an additional government and law firm fee applies when filing a Statement of Use separate from the application itself.)

For a currently in use trademark, send one of the following:

- If filing a trademark: Actual version of the product OR picture of the product as sold (JPG or PDF; we can convert your image, if necessary); or
- If filing a service mark: advertisement promoting the service (JPG or PDF; we can convert your image, if necessary)

- If a picture of your product or advertisement of your service is available on your website, just send us a URL and we'll prepare the Specimen for you! If not, we like receiving samples of your product!
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Trademark: Supplemental Register

What is It?

The Supplemental Register is an option for marks which are "merely descriptive" - that is, marks which describe the goods or services which they represent. For example, if an attorney were to trademark the term, "Patent Draft" and the attorney is doing just that, this would be describing the services represented. On the other hand, if a beer company were to register "Patent Draft" for a specific type of beer, it is not immediately apparent that this name refers to a product line of draft beers, and the name "patent" with regard to a type of beer if more than just merely descriptive. (This is by way of example, of course. A an examiner at the U.S. Patent and Trademark Office might disagree.)

How Do I Get My Mark on It?

The only requirement for registration on the Supplemental Register is that a mark must be capable of distinguishing goods or services (not that it actually serve such a function). Registration on the Supplemental Register does not confer any additional rights on the holder of a mark beyond those provided by common law. Marks registered on the Supplemental Register are not subject to opposition proceedings, but they may be canceled anytime by a court. Holders of such marks are still permitted to sue for trademark infringement based on common law rights (e.g. similar to if there were no registration). However, by placing a mark on the Supplemental Register, it puts adversaries on notice and after five years of use, the mark is deemed to have "secondary meaning" and be registered on the Primary Register like any other trademark.

Supplemental Register History

(With thanks to Wikipedia.)

In United States trademark law, the Supplemental Register is the secondary register of trademarks maintained by the United States Patent and Trademark Office. It was established in 1946 by Sub-chapter II of the Lanham Act, for the purposes of allowing domestic registration of trademarks which do not meet all of the requirements for registration on the Principal Register, so that the holders of such a mark could register it in another country. This was necessary because under the Paris Convention for the Protection of Industrial Property, foreign registration was not permitted in the absence of domestic registration, and the trademark laws of countries outside the U.S. often have less stringent registration requirements for marks.

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Trademark International Classes

Trademarks are filed in International Classes. That is, an International Class is designated for each type of goods. If you are using a mark for multiple types of goods, a fee must be paid for each International Class. Thus, if your trademark is used for apparel - that's one Class and one fee. If it's for Apparel and a food item - that may be two or three Classes.

For your convenience, the International Classes are listed here below. Trademarks are placed into classes 1-35, service marks in classes 36-45.

Class 1: Chemicals used in industry, science and photography, as well as in agriculture, horticulture and forestry; unprocessed artificial resins, unprocessed plastics; manures; fire extinguishing compositions; tempering and soldering preparations; chemical substances for preserving foodstuffs; tanning substances; adhesives used in industry.

Class 2: Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; colorants; mordants; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists.

Class 3: Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.

Class 4: Industrial oils and greases; lubricants; dust absorbing, wetting and binding compositions; fuels (including motor spirit) and illuminant(s); candles, wicks.

Class 5: Pharmaceutical, veterinary and sanitary preparations; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides, herbicides.

Class 6: Common metals and their alloys; metal building materials; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of common metal; ironmongery, small items of metal hardware; pipes and tubes of metal; safes; goods of common metal not included in other classes; ores.

Class 7: Machines and machine tools; motors and engines (except for land vehicles); machine coupling and transmission components (except for land vehicles); agricultural implements (other than hand-operated); incubators for eggs.

Class 8: Hand tools and implements (hand-operated); cutlery; side arms; razors.

Class 9: Scientific, nautical, surveying, electric, photographic, cinematographic, optical, weighing, measuring, signaling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; fire-extinguishing apparatus.

Class 10: Surgical, medical, dental and veterinary apparatus and instruments, artificial limbs, eyes and teeth; orthopedic articles; suture materials.

Class 11: Apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes.

Class 12: Vehicles; apparatus for locomotion by land, air or water.

Class 13: Firearms; ammunition and projectiles; explosives; fireworks.

Class 14: Precious metals and their alloys and goods in precious metals or coated therewith, not included in other classes; jewelry, precious stones; horological and chronometric instruments.

Class 15: Musical instruments.

Class 16: Paper, cardboard and goods made from these materials, not included in other classes; printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials; paint brushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in other classes); playing cards; printers' type; printing blocks.

Class 17: Rubber, gutta-percha, gum, asbestos, mica and goods made from these materials and not included in other classes; plastics in extruded form for use in manufacture; packing, stopping and insulating materials; flexible pipes, not of metal.

Class 18: Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and traveling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery.

Class 19: Building materials (non-metallic); non-metallic rigid pipes for building; asphalt, pitch and bitumen; non-metallic transportable buildings; monuments, not of metal.

Class 20: Furniture, mirrors, picture frames; goods (not included in other classes) of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics.

Class 21: Household or kitchen utensils and containers (not of precious metal or coated therewith); combs and sponges; brushes (except paint brushes); brush-making materials; articles for cleaning purposes; steel wool; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes.

Class 22: Ropes, string, nets, tents, awnings, tarpaulins, sails, sacks and bags (not included in other classes); padding and stuffing materials (except of rubber or plastics); raw fibrous textile materials.

Class 23: Yarns and threads, for textile use.

Class 24: Textiles and textile goods, not included in other classes; bed and table covers.

Class 25: Clothing, footwear, headgear.

Class 26: Lace and embroidery, ribbons and braid; buttons, hooks and eyes, pins and needles; artificial flowers.

Class 27: Carpets, rugs, mats and matting, linoleum and other materials for covering existing floors; wall hangings (non-textile).

Class 28: Games and playthings; gymnastic and sporting articles not included in other classes; decorations for Christmas trees.

Class 29: Meat, fish, poultry and game; meat extracts; preserved, dried and cooked fruits and vegetables; jellies, jams, fruit sauces; eggs, milk and milk products; edible oils and fats.

Class 30: Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces

(condiments); spices; ice.

Class 31: Agricultural, horticultural and forestry products and grains not included in other classes; live animals; fresh fruits and vegetables; seeds, natural plants and flowers; foodstuffs for animals, malt.

Class 32: Beers; mineral and aerated waters and other non-alcoholic drinks; fruit drinks and fruit juices; syrups and other preparations for making beverages.

Class 33: Alcoholic beverages (except beers).

Class 34: Tobacco; smokers' articles; matches.

Class 35: Advertising; business management; business administration; office functions.

Class 36: Insurance; financial affairs; monetary affairs; real estate affairs.

Class 37: Building construction; repair; installation services.

Class 38: Telecommunications.

Class 39: Transport; packaging and storage of goods; travel arrangement.

Class 40: Treatment of materials.

Class 41: Education; providing of training; entertainment; sporting and cultural activities.

Class 42: Scientific and technological services and research and design relating thereto; industrial analysis and research services; design and development of computer hardware and software; legal services.

Class 43: Services for providing food and drink; temporary accommodation.

Class 44: Medical services; veterinary services; hygienic and beauty care for human beings or animals; agriculture, horticulture and forestry services.

Class 45: Personal and social services rendered by others to meet the needs of individuals; security services for the protection of property and individuals.

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Issued Trademarks for The Law Firm

Last updated: October 23, 2014

Below is a list of currently active and issued trademarks at the U.S. Patent and Trademark Office. This list includes all such trademarks maintained by the Law Firm of Michael Feigin and Associates, LLC. The link will take you to the record at the U.S. Trademark Office. Feel free to [contact us](#) for your trademark needs or see our articles on trademarks, such as [trademark filing requirements](#).

DECODYNE



[86226000](#)

RADAN

[86207432](#)

SIR

[86206488](#)



[86206486](#)

Dew Point HVAC

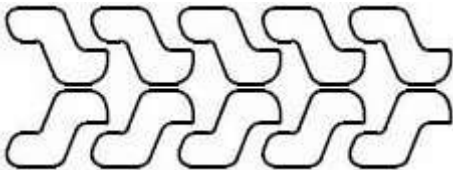
[86188786](#)

CENTROID PARTNERS

[86207435](#)



[86195147](#)



[86125456](#)

FRESHCRUSH OIL

[86247214](#)

COCO FLAME

[86197382](#)



[86219050](#)



[86145472](#)

The Original
MAGIC FLAME

[86059138](#)



[86040306](#)

NAAZ

[86016119](#)



[86016116](#)

DIRTYWATERS

[86125458](#)



[86116314](#)

UTILITYSCAN

[86116312](#)

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FLASHTAG

[86002961](#)

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[85603398](#)

THE ARCADIA GUITAR COMPANY

[85982088](#)

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WORKS

[85982073](#)

FLASHCIRCLES

[85906902](#)

[85603399](#)

Track With Ease

Bliss

[85674824](#)

SILVERSTEIN LIGATURE

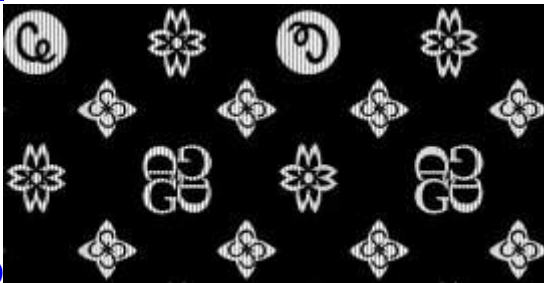
[85581480](#)



[85971634](#)

SUNBURST SUPERFOODS

[85971632](#)



[85971630](#)



[85943430](#)

JOHNNY FRIES

[85931548](#)

LUCKY 21

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[85763551](#)

SINIMA BEATS

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GOLD STAR

[85753933](#)

GOLD STAR

[85744284](#)



[85741072](#)

DZ MOTORS

[85724348](#)

DOMTY

[85717207](#)

AJVS

[85705026](#)

A & J Vacuum Services

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CRAZY AT HIS BEST, AUTO
REFLEX

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JUST BE PRETTY

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SERBIAN HALL OF FAME

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KID CONSTRUCTIONS

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[85464353](#)

ALIGNED SIGNS

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[77886191](#)



[77886189](#) **Concepteurs**

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