

United States of America

United States Patent and Trademark Office

DAVIDsTEA

Reg. No. 4,129,095

Registered Apr. 17, 2012

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Int. Cl.: 16, 21, 30, 32, 35, 43

Service Mark

Trademark

Principal Register

DAVIDSTEAM INC. (CANADA CORPORATION)

5430 FERRIER

Mont-Royal, Quebec, CANADA H4P1M2

CLASS 16: [Plastic bags for packaging of tea;] tea filters made of paper

FIRST USE 11-27-2008; IN COMMERCE 11-27-2008

CLASS 21: Tea storage tins for domestic use sold empty; tea canisters; accessories for the preparation and serving of tea, namely, tea pots, tea scoops, bamboo whisks, tea bowls, tea strainers, tea balls, tea infusers, tea sets, cups, mugs, [saucers,] tea kettles [tea trivets]

FIRST USE 11-27-2008; IN COMMERCE 11-27-2008

CLASS 30: Tea, loose leaf teas, brewed teas, roasted teas, tea beverages, gourmet tea, organic tea, powdered tea and mixes in the nature of syrups or powders used in the preparation of tea based beverages; herbal infusions, namely, loose leaf teas and brewed teas infused with herbs, flowers and fruits; herbal tea; [chocolates,] [tea truffles in the nature of candy,] shortbreads, seasonable baked goods, namely, tea infused cookies [shortbread] [and tea truffle chocolates] ; gift sets [and gift baskets] comprised primarily of tea leaves and also including tea-related accessories such as tea cozies, tea infusers, tea mugs and teapots; tea bags [; gift baskets containing tea and processed herbs]

FIRST USE 9-6-2008; IN COMMERCE 9-6-2008

CLASS 32: Non-alcoholic beverages, namely, carbonated beverages [; juices, namely, fruit juices, herbal juices, fruit juices flavored with tea]

FIRST USE 11-17-2011; IN COMMERCE 11-17-2011

CLASS 35: Retail store services featuring packaged tea and tea in bulk, tea accessories and herbs [; importing agency services in the field of tea;] [wholesale order services in the field of tea, tins and canisters, gift boxes containing tea and herbs]

FIRST USE 11-17-2011; IN COMMERCE 11-17-2011

CLASS 43: Restaurant services

Katherine Kelly Vidal

Director of the United States
Patent and Trademark Office



FIRST USE 11-17-2011; IN COMMERCE 11-17-2011

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO
ANY PARTICULAR FONT STYLE, SIZE OR COLOR

SER. NO. 77-811,243, FILED 08-24-2009

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.