Request To Delete Section 1(B) Basis, Intent To Use
(15 U.S.C. § 1051(b))

TEAS - Version 5.3 : 01/17/2015

Use this form only
• To delete the Section 1(b) basis for an entire application or an entire class of goods and/or services, and to rely on an alternative basis for registration that is already of record for that class. You cannot use this form to delete a class from the application. For example, if one class is based on Section 1(a) and another class is based on Section 1(b), this form should not be used. You would need to use the Preliminary Amendment form or Post-Publication Amendment form to delete the Section 1(b) class and proceed with only the Section 1(a) class.

Do not use this form for any of the following:
• To delete the Section 1(b) basis when Section 1(b) is the only basis currently stated in the application;
• To delete the Section 1(b) basis after publication where the only remaining basis for a given class would be Section 44(d); permissible only where the remaining basis for all classes in the application would be Section 1(a) and/or Section 44(a);
• To delete the Section 1(b) basis for only some of the goods and/or services within a class or to delete a class that is based on Section 1(b) where other classes have another basis for registration. See Preliminary Amendment form [link to http://www.uspto.gov/trademarks/teas/miscellaneous.jsp] or Post-Publication Amendment form;
• To delete goods, services, and/or class(es) from an application. See Preliminary Amendment form or Post-Publication Amendment form;
• To file a request to divide. (You must currently file a paper request unless the request is being filed with a TEAS allegation of use form, wherein request to divide functionality specifically exists).

NOTE: You must complete any field preceded by the symbol "*".

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 not validate and you must begin the entire process again; you can, however, extend the time limit. You should always try to have all information required to complete the form prior to starting any session.

* Enter a Serial Number: [ ] (required only if completing the form for the first time)

OR

Access previously-saved data using the "Browse/Choose File" button below to access the file from your local drive. NOTE: For specific instructions, please click here. FAILURE TO FOLLOW THESE INSTRUCTIONS WILL RESULT IN THE DISPLAY OF 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 must use the button that will be presented for that purpose within the proper section of the actual form.
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Instructions

To file this form, please complete the following steps:

1. Fill out all fields for which information is known. Fields with a * symbol are mandatory for filing purposes and must be completed.
2. Validate the form, using the "button" at the end of the form. If there are errors, go back to step 1.
3. Use the Submit button at the bottom of the Validation Screen. After submission, you will receive a confirmation screen if your transmission is successful. Or, use the "Download Portable Data" Button to save your work for submission at a later time.
4. You will receive an e-mail acknowledgement of your submission.

Serial Number:

Mark:

Currently Authorized Correspondence E-mail Address

Primary Email Address: 

Secondary Email Address: 

E-mail Address Authorization ☑ Check here to authorize the USPTO to communicate with the applicant or its representative via e-mail.

NOTE: While you may list an e-mail address for the applicant, applicant's attorney, and/or applicant's domestic representative, only one e-mail address may be used for correspondence, in accordance with Office policy. You must keep this address current in the Office's records. OR: By checking this box, you acknowledge sole responsibility for receipt of USPTO documents sent via e-mail. You should periodically check the status of your filing through the Trademark Status & Document Retrieval (TSDR), to see if the ITU Division has e-mailed an Office Action. If an action has been sent to the provided e-mail address, the USPTO is not responsible for...
NOTE: If the e-mail address listed above is either no longer correct for receiving USPTO correspondence or contains a typographical error, please update or correct the e-mail address AND reauthorize the USPTO to communicate with you by e-mail. It is critical that you maintain a current e-mail address with the USPTO. For any technical issues with this process, please contact TEAS@uspto.gov.

WARNING: For an application filed under TEAS Plus or TEAS RF, the failure to maintain a correct e-mail address for ongoing e-mail communication will result in the loss of TEAS Plus or TEAS RF status and a requirement to pay $50 per class processing fee.

By submitting this request, the undersigned confirms that the above-identified application is currently based on Section 1(b), Intent to Use, AND at least one of the following other bases for EACH class: Section 1(a), use in commerce; Section 44(d), priority based on foreign application; or Section 44(e), registration in a foreign country.

Note: Deleting the Section 1(b) basis is only proper if a valid basis would still remain in the application for each class upon removal of the Section 1(b) basis.
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Section 1(b) Basis Information

International Class Number: __________________________

NOTE: To view the complete listing of goods or services (if the display here is abbreviated), please go to the TSDR database.

☐ Check here to authorize deletion of the Section 1(b) basis for this entire class, covering the goods or services as set forth above.

NOTE: To delete either the entire class of goods and/or services from an application or specific goods and/or services within a class, you must use the Voluntary Amendment form. Or, you may wish to file a Request to Divide. To delete the Section 1(b) basis for specific goods or services in this class, you must use the Voluntary Amendment form.
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Signature Information

Click to choose ONE signature method:
○ Sign directly ○ E-mail Text Form to second party for signature ○ Handwritten pen-and-ink signature

Unrepresented Applicant: I hereby confirm that
- No authorized attorney or Canadian attorney/agent represents me in this matter, and that I am either (1) the applicant or (2) a person(s) with legal authority to bind the applicant, and
- If an authorized U.S. attorney or Canadian attorney/agent previously represented me in this matter, either I have filed a signed revocation of power of attorney with the USPTO or the USPTO has granted the request of my prior representative to withdraw.

ADVISORY: You may click this first button only if you are the applicant or legally authorized to bind the applicant, e.g., an officer of the applicant corporation or association, or a general partner of the applicant partnership. See TMEE §§712.01 et seq.

Authorized U.S. Attorney: I hereby confirm that
- I am an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and
- I am currently the applicant's attorney or an associate thereof; and
- To the best of my knowledge, if prior to my appointment another U.S. attorney or a Canadian attorney/agent not currently associated with my company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing me in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing me as an associate attorney in this matter.

Authorized Canadian Attorney/Agent: I hereby confirm that
- I am a Canadian attorney/agent, or an associate thereof, who represents an applicant located in Canada;
- I am either registered with the USPTO and in good standing as a patent agent under 37 C.F.R. §11.6(c) or I have been granted reciprocal recognition under 37 C.F.R. §11.14(c) by the USPTO's Office of Enrollment and Discipline; and
- To the best of my knowledge, if prior to my appointment another Canadian attorney/agent or a U.S. attorney not currently associated with my company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing me in this matter; or (4) the applicant's appointed Canadian attorney/agent or U.S. attorney has filed a power of attorney appointing me as an associate attorney in this matter.

ADVISORY: Foreign attorneys (other than authorized Canadian attorneys/agents) cannot sign this form and are prohibited from representing an applicant before the USPTO or in trademark matters.

Electronic Signature

The form will not be "signed" in the sense of a traditional paper document. To verify the contents of the above, the signatory must enter any alpha/numeric character(s) or combination thereof of his or her choosing, preceded and followed by the forward slash (/) symbol. The USPTO does not determine or pre-approve what the entry should be, but simply presumes that this specific entry has been adopted to serve the function of the signature. Most signatories simply enter their names between the two forward slashes, although acceptable "signatures" could include /john doe/; /jd/; or /123-4567/.

* Signature

* Date Signed
NOTE: Only one signature is required, regardless of the number of applicants. The person signing for each section may be different, depending on who has the required knowledge to sign.

**Signatory's Name**

**Signatory's Position**

NOTE: Enter the appropriate title or the relationship to the applicant, e.g., "President," "General Partner," "Manager," or "Trademark Administrator." If an individual, enter "Owner." If an attorney, enter "Attorney of record, [specify at least one state]" bar member." The designation "authorized signatory" is not acceptable.

NOTE: If the attorney signing is from the same United States firm as the attorney of record, but was not listed in the original filing and is not otherwise of record, include firm name to establish acceptability of signature. E.g., Associate Attorney, Smith, Jones & Davis, Virginia Bar Member. See TMEP §604.01.

**Signatory's Phone Number**
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On [Date] you completed all mandatory fields (but we have not yet determined whether the information is correct). Please continue below either to print Request To Delete Section 1(B) Basis, Intent To Use, download and save it, or submit the validated Request To Delete Section 1(B) Basis, Intent To Use to the USPTO for filing.

■ 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.
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.

Application Data

□ Input
□ XML File
□ Text Form

■ STEP 2: If any of the information is incorrect, click on the Go Back to Modify button below to make changes; then re-validate using the Validate Form button at the bottom of the Request To Delete Section 1(B) Basis, Intent To Use. If there are no errors and you are ready to file electronically, first use your print function within your browser to print each of these pages for your own records. Then, click on the Submit button below to complete the submission to the USPTO.

■ STEP 3: If there are no errors and you are ready to file this response electronically, confirm the email address for acknowledgment. Once you submit a response electronically, we will send an electronic acknowledgment of receipt to the email address entered below. If no email address appears, you must enter one. If we should send the acknowledgment to a different email address, or to an additional address(es), please enter the proper address or additional address(es). For multiple addresses/receipts, please separate email addresses by either a semicolon or a comma.
NOTE: This e-mail address is only for the purpose of receiving 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 will use for any communication is whatever appears in the record for that purpose. If necessary, use the Change of Correspondence address form to update an e-mail address, as it will NOT be changed based on the specific entry below.

* 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

■ STEP 4: 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, you must open a new form, and click on the "Browse/Choose File" button 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 open the saved .xml form directly. You must return to the very first page of the form, 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 saved version of your form.

■ STEP 5: If you are ready to file electronically:
Click on the Submit button at the bottom of this page. A complete transaction will result in a screen that says SUCCESS! Within 24 hours, the email acknowledgment will also be sent.
WARNING: Click on the Submit button below ONLY if you are now entirely prepared to complete the Submit process. After clicking the button, you can NOT return to the form. If you are not prepared to complete the process now, you should select the "Download Portable Data" option to save your form, and then complete the Submit process later. Or, if you have discovered any error, use the "Go Back to Modify" button to make a correction.
# Request To Delete Section 1(B) Basis, Intent To Use

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</table>
Request To Delete Section 1(B) Basis, Intent To Use

To the Commissioner for Trademarks:

MARK:

SERIAL NUMBER:

The applicant hereby requests that the Section 1(b) filing basis be deleted for the following class(es) of goods and/or services:

Signature:  Date:
Signatory's Name:
Signatory's Position:

The signatory has confirmed that he/she is not represented by either an authorized attorney or Canadian attorney/agent, and that he/she is either (1) the applicant or (2) a person(s) with legal authority to bind the applicant; and if an authorized U.S. attorney or Canadian attorney/agent previously represented him/her in this matter, either he/she has filed a signed revocation of power of attorney with the USPTO or the USPTO has granted the request of his/her prior representative to withdraw.