

United States of America

United States Patent and Trademark Office

NEVER SAY DIE

Reg. No. 4,998,113

Registered Jul. 12, 2016

Amended May 16, 2023

Int. Cl.: 9, 16, 25, 41

Service Mark

Trademark

Principal Register

Never Say Die Records Limited (UNITED KINGDOM private limited company)
)
14 Wilmot Road
London, UNITED KINGDOM E10 5LU

CLASS 9: [Apparatus and instruments for recording, receiving, processing, reproducing and/or transmitting sound and/or visual information or recordings; headphones; Audio speakers; radio receiving and transmitting apparatus; telephone apparatus and instruments; telephones, mobile telephones and telephone handsets; sunglasses; spectacles, spectacle frames and cases;] sound and visual recordings featuring music; interactive sound and visual recordings featuring music; sound and visual recording media, namely, [phonograph records,] CDs, [DVDs] and downloadable audio files featuring musical recordings; [juke boxes; computer game software for use with personal computers, home video game consoles used with televisions and arcade-based video game consoles; video game programs; computer game software; computers; data processing equipment; USB sticks featuring musical recordings; blank USB sticks; mouse pads;] compact discs featuring music; [pre-recorded DVDs featuring music; pre-recorded CD ROM featuring computer games; cameras; photographic and cinematographic apparatus and instruments;] digital music downloadable from the Internet [; MP3 players; personal digital assistants and other hand held electronic devices, namely, mobile telephones and tablets; downloadable telephone ring tones for mobile phones]

CLASS 16: [Paper, cardboard and goods made from those materials, not included in other classes, namely, cardboard cases for storing record albums;] printed matter, namely, stickers, [badges,] and posters [, printed publications, namely, booklets, brochures, and newsletters in the field of music; books in the field of music, magazines in the field of music, sheet music, printed tickets, paper labels, blank cards; greeting cards, post cards; picture cards; posters]

CLASS 25: Clothing, namely, tops, [footwear] and headgear, namely, caps; t-shirts; sweatshirts; hats

CLASS 41: Entertainment services, namely, providing a website featuring information in the field of music and entertainment; entertainment services, namely, providing podcasts [and video podcasts] in the field of music and entertainment; [entertainment services, namely, the provision of continuing programs featuring music delivered by the internet; entertainment services, namely, recording, production and post-production

Katherine Kelly Vidal

Director of the United States
Patent and Trademark Office



services in the field of music; educational services, namely, providing instruction in the field of music and music production offered through online, non-downloadable videos;] Music production services and production and distribution of sound and video recordings in the field of music and entertainment; [music library services;] music publishing services; [recording studio services; deejay services; providing information relating to music, entertainment, games and music, entertainment and gaming events provided on-line from a computer database, from the Internet or any other communications network including wireless, cable or satellite;] provision of non-downloadable prerecorded digital music from the Internet; provision of non-downloadable prerecorded digital music from MP3 websites; [production of live entertainment features in the nature of live musical performances; organization, production and presentation of shows, road shows, staged events, concerts, and live performances in the field of music and audience participation in such events;] provision of on-line non-downloadable electronic publications in the nature of newsletters in the field of music [; electronic game services provided from a computer database, the Internet or any other communications network including wireless, cable, satellite; advisory and consultancy services related to the aforementioned music and entertainment services]

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

OWNER OF EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM) , REG. NO. 014398713, DATED 11-23-2015, EXPIRES 07-20-2025

OWNER OF U.S. REG. NO. 4834300

SER. NO. 86-834,330, FILED 11-30-2015

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>.