

United States of America

United States Patent and Trademark Office

FijiKava

Reg. No. 7,014,706

Registered Apr. 04, 2023

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**Int. Cl.: 3, 5, 29, 31, 34, 35,
41, 42, 44**

Service Mark

Trademark

Principal Register

The Calmer Co International Limited (AUSTRALIA Registered company)
C/- GPO Box 5247
Brisbane QLD 4001
AUSTRALIA

CLASS 3: Anti-sun preparations, namely, sun-tanning preparations; bath herbs; * not medicated * bath oils; beauty care cosmetics; beauty creams for body care; blended essential oils; body and beauty care cosmetics; body creams; body oils; cosmetic creams; cosmetic oils; cosmetics; essential oils; face and body lotions; Flavorings for beverages being essential oils; hair care preparations; hand cream; hand lotions; lip balm; Non-medicated lip care preparations; lip conditioners; non-medicated liquid soaps; non-medicated massage creams; massage oils; non-medicated cosmetics; non-medicated body oils; non-medicated preparations for the care of hair; non-medicated preparations for the care of skin; non-medicated preparations for the care of the scalp; non-medicated skin care preparations; oils for cosmetic purposes; oils for toiletry purposes; non-medicated skin care preparations; non-medicated skin cleansing preparations; skin creams; skin emollients; skin lotions; skin soap; skincare cosmetics; non-medicated soaps for body care; non-medicated soaps for personal use; sun creams

CLASS 5: Analgesic preparations; Food supplements, namely, anti-oxidants; Dietetic beverages adapted for medical purposes; Vitamin fortified beverages for medical purposes; medicated body creams; dietary food supplements; dietary nutritional supplements; dietary supplements; effervescent analgesic pharmaceutical preparations; effervescent dietetic preparations for pharmaceutical purposes; effervescent vitamin tablets; extracts of medicinal herbs; extracts of medicinal plants; extracts of plants in capsule form for pharmaceutical use; food supplements; herb preparations for medicinal purposes; herbal compounds for medicinal use; herbal extracts for medical purposes; herbal preparations for medicinal purposes; herbal supplements; herbal tea for medicinal use; herbal teas for medicinal purposes; herbs for medicinal purposes; Imitation cigarettes for quitting smoking for medical purposes; liquid herbal supplements; Skin lotions for pharmaceutical purposes; medicated dietary food supplements; medicinal kava oils; medicinal drinks; medicinal herbal extracts for medical purposes, namely, medical kava and kava extracts; medicinal herbal preparations, namely, kava preparations including dried flower and kava derivatives that may be legally produced, namely, liquids, oils, oral sprays, capsules; medicinal herbs; medicinal oils; medicinal roots; medicinal tea; mineral food supplements; natural medicinal oils; non-edible oils derived from kava for medicinal purposes; non-specific muscle relaxants; nutritional drinks being dietary food supplements; nutritional supplement drink mix containing

Katherine Kelly Vidal

Director of the United States
Patent and Trademark Office



kava; nutritional supplements; oils adapted for medical use; oils for pharmaceutical purposes; plant extracts for medical use; preparations for medicinal purposes derived from herbs; preparations of herbs for medicinal use; preparations of plants and herbs for medicinal use; preparations of vitamins; root extracts for medical purposes; serotherapeutic medicines; smoking herbs for medical purposes; tea for medicinal purposes; Herbal tinctures for medical purposes; Transdermal patches for use in the treatment of pain; transdermal patches containing pharmaceutical preparations for application to the skin for use in the treatment of acne; vitamin and mineral shots, namely, vitamin and mineral preparations for * human consumption * [medical use] ; vitamin preparations in tablet form; vitamin supplements; vitamin tablets; vitamins

CLASS 29: Edible oils

CLASS 31: Plant seeds, namely, seeds from the kava plant; live kava plants; natural plants

CLASS 34: Smokers' articles for use of kava, namely, cigarette rolling papers, smoking pipes, Oral vaporizers for smokers; cigarettes containing tobacco substitutes, not for medical purposes; dried herbs, namely, kava herbs for smoking purposes; electronic cigarette refill cartridges sold empty; electronic cigarette atomizers and oral vaporizer pens sold empty; electronic cigarettes; flavourings, other than essential oils, for use in electronic cigarettes; herbs for smoking; * dried * herbs, namely, kava for smoking purposes; Liquid nicotine solutions for use in electronic cigarettes; smokers' mouthpieces for pipes; oral vaporisers for smokers; Smoker's articles, namely, filter tubes; smoking herbs, other than for medical purposes; tobacco substitutes other than for medical purposes; Oral vaporizers for smoking purposes

CLASS 35: Wholesale and retail store services featuring cosmetics; wholesale and retail store services featuring smokers articles; wholesale and retail store services featuring plants and plant seeds; wholesale and retail store services featuring beverages and food; wholesale and retail store services featuring food and dietary supplements; wholesale and retail store services featuring medicated skin lotions and herbal extracts for medicinal uses

CLASS 41: Arranging and conducting of medical educational courses in the field of application of medicinal kava

CLASS 42: Medical research; Providing information about medical research; consulting in the field of medical research

CLASS 44: Plant breeding, plant propagation, and harvesting and growing of plants, namely, kava plants for medical purposes; Provision of health information, medical information, and nutrition information about kava-based products; Providing a website featuring health information, medical information, and nutrition information about kava-based products

The mark consists of the wording FIJI KAVA in a stylized font with a smiling face appearing above the letters "iji".

PRIORITY DATE OF 11-20-2020 IS CLAIMED

OWNER OF INTERNATIONAL REGISTRATION 1636567 DATED 05-20-2021, EXPIRES 05-20-2031

No claim is made to the exclusive right to use the following apart from the mark as shown: "FIJI" AND "KAVA"

SER. NO. 79-329,996, FILED 05-20-2021

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>.