

**UNITED STATES
PATENT AND TRADEMARK OFFICE**



Applying for a trademark

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August 20, 2020

Images used in this presentation are for educational purposes only.

UNITED STATES
PATENT AND TRADEMARK OFFICE



What is TEAS?

- TEAS stands for Trademark Electronic Application System
- TEAS is an online filing system that handles almost all filings, not just applications
- Three ways to pay:
 - Credit card
 - Electronic funds transfer (EFT)
 - USPTO deposit accounts (usually attorneys)



Where TEAS data is used

- Trademark Status & Document Retrieval (TSDR)
<https://tsdr.uspto.gov/>
 - View all documents associated with a file, such as office actions, responses, and maintenance filings
- Trademark Electronic Search System (TESS)
<https://tess2.uspto.gov>
 - Search the trademark database for other marks



TEAS login requirement

- For greater security, trademark customers must log in to make filings
- Customers may log in with an existing uspto.gov account or create a new one
- This mirrors the login policy currently employed by the office

Commonly used TEAS forms

- Initial application forms
- Response forms
 - After an office action sent by an examiner
- Intent-to-use (ITU) forms
 - Statement of Use (SOU), SOU Extension Request, Amendment to Allege Use (AAU)
- Correspondence and power of attorney forms
- Registration maintenance/renewal forms
 - Sections 7, 8, 9, and 15



Filing a trademark application

- Two different initial application forms
 - TEAS Plus and TEAS Standard have different requirements and fees
- Not to be confused with filing basis
 - Filing basis is what gives applicant the right to apply
 - An applicant must be using the mark, intend to use the mark, have a foreign application and/or registration, or use an international registration through the Madrid Protocol

TEAS filing requirements	Plus	Standard
Filing fee per class	\$225	\$275
Email address authorized to receive correspondence	Yes	Yes
Application documents (e.g., responses to office actions) filed via TEAS	Yes	Yes
Identification of goods/services selected from the USPTO Trademark ID Manual	Yes	No
Certain statements included in the initial application filing (e.g., translation statement, claim of ownership, color claim and description, name consent)	Yes – see TMEP §819.01	No
Additional processing fee if relevant filing option requirements not met	\$125 per class	No fee

Losing TEAS Plus status

- \$125/class fee if certain requirements not met
- Loss of status for TEAS Plus:
 - Not filing all required documents electronically
 - Not maintaining a current email address
 - No consent for name/portrait/likeness of a living individual
 - Color mark without a color claim and description
 - Specimen shows a significantly different mark
 - No translation/transliteration statement

Common fatal filing errors

- **Filing the wrong mark drawing**
 - Only minor changes can be made to the drawing after applicant applies
- **Entering the wrong owner information**
 - Some owner info can be corrected, but an application in the name of the wrong party voids the application
- **Choosing the wrong goods/services**
 - Applicant can correct the identification only if this change is within the scope of the original ID

Trademark Electronic Application System

[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. 0651-0009 (Exp. 02/28/2021)

Trademark/Service Mark Application, Principal Register Version 7.4

Watch the ["Before you file" TMIN video](#) for an overview of the most important issues to be aware of when filing a trademark application with the USPTO.

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 Save Form 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, automated deposit account, or electronic funds transfer.
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 SUCCESS! and will provide your assigned serial number.
10. An email acknowledging receipt of the submission (a filing receipt) will be sent to the correspondence email address of record.

Once you submit this application, the USPTO 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 our substantive review.

Important: After this application is submitted, the USPTO will send a filing receipt to the email address of either (A) the appointed attorney, if any, otherwise (B) the trademark applicant owner/holder.

Contact Points:

- **General trademark information:** Read the [Trademarks Basics](#) information and for more about the filing process, follow the [TEAS tutorial](#). To contact us, email TrademarkAssistanceCenter@uspto.gov, or call 1-800-786-9199 (option 1).
- **Help:** For instructions on how to *use* the electronic forms, or help in resolving *technical* glitches, please email TEAS@uspto.gov. Please include your telephone number in your email, so we can talk to you directly, if necessary. Also, include the relevant serial number or registration number, if existing.

NOTE: The TEAS Support Team focuses on problems related to the process of completing the electronic forms, not on what information would be correct for entry within a form, or other broader trademark issues. Please route those types of inquiries to the Trademark Assistance Center. However, please be aware that neither group can provide any sort of information in the nature of "legal advice." For legal advice, please consider contacting an attorney who specializes in intellectual property.

- **Bug Report:** Report any "bugs" found within the electronic forms on the USPTO's website.
- **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 complete prosecution history. Do **not** attempt to check the status of a filing until at least 7-10 days after submission of the filing, to allow sufficient time for all USPTO databases to be updated. You can view **all** items listed in the prosecution history section online via the [TSDR](#) system, including all Office actions sent by the USPTO.

TIMEOUT WARNING: After 25 minutes of [inactivity](#), you will be prompted to continue your session. If you do not continue within 5 minutes, the session will end, you will be logged out of your USPTO.gov account, and you will lose any unsaved data in the form. Please have all of your information ready before you start.

1. Please select one of the filing options below.

- TEAS Plus:** I am filing a TEAS Plus application, with a reduced fee of **\$225 per class** of goods/services. Failure to comply with [TEAS Plus Requirements](#) will incur an additional processing fee of \$125 per class of goods/services.
- TEAS Standard:** I am filing a TEAS Standard application, with a fee of **\$275 per class** of goods/services.

2. Is an [attorney](#) filing this application?

[Foreign-domiciled owners/holders](#) must have a U.S.-licensed attorney represent them before the USPTO in any application- or registration-related filing. [Information about hiring a U.S.-licensed attorney](#) can be found on the USPTO website.

Yes No

3. [*OPTIONAL*] To upload a previously saved form file, first review the USPTO's [TEAS Help instructions for accessing previously saved data](#) and then use the "Browse..." button below to access the form file saved on your computer.

WARNING: Failure to follow the TEAS Help instructions will result in the inability to edit your data.

Important: Do NOT 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*

Browse...

Continue

Trademark Electronic Application System

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

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PTO Form 1478 (Rev 09/2006)

OMB No. 0651-0009 (Exp. 02/28/2021)

Trademark/Service Mark Application, Principal Register TEAS Plus Application (Version 7.4)

Watch the [TMIN "Applicant information" video](#) that explains the terms "applicant" or "applicant owner/holder." The term "applicant" identifies who owns the trademark, not necessarily who is filing the application.

Watch the [TEAS Nuts and Bolts Applicant Information video](#) that explains how to fill out the Applicant Information page.

Applicant Information

Note: If there is **more than one owner of the trademark**, complete the applicant information for the first owner, and then click on the "Add Owner" button at the bottom of this page. Repeat for each owner. You must specify whether the multiple applicants are [joint applicants](#) or some other entity type listed below.

*** [Owner of Mark](#)**


[If an individual, use the following format: Last Name, First Name Middle Initial or Name, if applicable]

- DBA (doing business as) AKA (also known as)
 TA (trading as) Formerly

*** [Entity Type](#)**

- [Individual](#)
- [Corporation](#)
- [Limited Liability Company](#)
- [Partnership](#)
- [Limited Partnership](#)
- [Joint Venture](#)
- [Sole Proprietorship](#)
- [Trust](#)
- [Estate](#)
- [Other](#)

← Click the appropriate circle on the left to indicate the applicant's entity type. The form will then display the field(s) for entering information corresponding to that specific entity type. If your entity type is not one of the options displayed directly to the left, you must click on "Other" and then select the appropriate entry from the relevant pull-down box.

<u>Internal Address</u>	<input type="text"/>
* <u>Mailing Address</u> (Entered address is publicly viewable in the USPTO's TSDR database. This address must be capable of receiving mail and may be your street address, a P.O. box, or a "care of" address.)	<input type="text"/> NOTE: You must limit your entry here, and for all remaining fields within this overall section, to no more than 40 characters (the storage limit for the USPTO database). You may need to abbreviate some words, e.g., St. instead of Street. Failure to do so may result in an undeliverable address, due to truncation at the 40 character limit.
* <u>City</u>	<input type="text"/> NOTE: You must limit your entry here to no more than 22 characters.
* <u>State</u> (Required for U.S. applicant owners/holders)	Select State <input type="button" value="v"/> 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 "States" or "Countries." Enter the city and then the geographical region, separated by a comma (e.g., Toronto, Ontario). In most instances, you will then also have to select the country within which the region is found, below.
* <u>Country/Region/Jurisdiction/U.S. Territory</u>	Select Country/Region/Jurisdiction/U.S. Territ <input type="button" value="v"/>
* <u>Zip/Postal Code</u> (Required for U.S. and certain international addresses)	<input type="text"/>
<u>Domicile Address</u> (Entered address is not publicly viewable in the USPTO's TSDR database unless it is the same as the mailing address. If your mailing address is not your domicile, you must enter the number, street, city, state, country or U.S. territory, and if applicable, zip/postal code of your domicile address. In most cases, a P.O. box, "care of" address, or similar variation is not acceptable as a domicile address.)	<input checked="" type="checkbox"/> Uncheck this box if the Domicile Address and mailing address of the applicant owner/holder are NOT the same. <div style="border: 1px solid gray; height: 80px; width: 100%;"></div> Indicate place you reside and intend to be your principal home (for individual) or your principal place of business (for entity).
<u>Phone Number</u>	United States <input type="button" value="v"/> <input type="text"/> Ext. <input type="text"/>
<u>Fax Number</u>	<input type="text"/>
* <u>Email Address</u>	<input type="text"/>  The applicant owner/holder is required to provide an email address and keep that address current with the USPTO. If the applicant owner/holder is represented by a U.S.-licensed attorney, only the attorney's email address will be used for correspondence by the USPTO. NOTE: The applicant owner/holder or the applicant owner's/holder's attorney acknowledges that he or she is solely responsible for receiving USPTO emails. Additionally, the applicant owner/holder or the applicant owner's/holder's attorney is responsible for periodically checking the status of the application/registration using the Trademark Status & Document Retrieval (TSDR) system . USPTO notices and office actions issued in this application/registration can be viewed online using TSDR . The USPTO is not responsible for any failure to receive a USPTO-issued email due to the receiver's security or anti-spam software, or any problems with the receiver's email system.
<u>Website address</u>	<input type="text"/>

Trademark Electronic Application System

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

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Trademark/Service Mark Application, Principal Register TEAS Plus Application (Version 7.4)

Mark Information

Before the USPTO can register your mark, exactly what the mark is must be clear. You may present your [mark](#) in one of the following ways: (1) [standard characters](#), if not claiming a particular font style, size, and/or color; (2) [special form](#), if the mark includes a design or word(s) combined with a design, or is displayed in a particular font style, size, and/or color; or (3) non-visual sound mark (for this type of mark, you should include a musical score, and an audio file, as well as a detailed mark description). Do **not** upload your specimen of use (sample of actual use, e.g., a label or advertisement) here. This will be required in a different part of the form (if appropriate for your filing basis). **WARNING:** You may submit only **one** mark per application, if your application includes multiple marks, it may be denied a filing date or refused registration.

When you click on one of the three circles presented below, and follow the specific instructions, the form will automatically create a separate page that displays the mark for which you are applying or permits the applicant owner/holder to attach an audio file for a sound mark. Please carefully review this page prior to final submission to the USPTO, to ensure that it accurately depicts or represents your mark. You may not be permitted to [change or correct your mark](#) after filing this application. While minor changes in the mark may *sometimes* be permitted, changes that result in a [material alteration](#) of the mark as originally filed will result in the USPTO issuing a refusal on that ground.

WARNING: AFTER YOU FINISH [SEARCHING](#) THE USPTO DATABASE FOR POTENTIALLY CONFLICTING MARKS, EVEN IF YOU THINK THERE ARE NO CONFLICTING MARKS, DO NOT ASSUME THAT YOUR MARK WILL AUTOMATICALLY REGISTER. AFTER YOU FILE THE APPLICATION, THE USPTO WILL CONDUCT ITS OWN DATABASE SEARCH AND COMPLEX LEGAL REVIEW, AND MAY [REFUSE TO REGISTER](#) YOUR MARK ON THAT OR ANOTHER BASIS.

Watch the [TMIN instructional video on the importance of conducting a search](#) of existing trademarks or service marks before filing your application.

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

Watch the [TMIN instructional video on drawing issues](#).

Watch the [TEAS Nuts and Bolts video explaining how to fill out the Mark Information page](#).

Enter the mark here: (Note: The entry can be in capital letters, lower case letters, or a combination thereof. Do **not** include the "™", "SM", "®", or "©" symbols after the mark entry, because they are **not** part of the actual mark. If using Internet Explorer, the entry cannot exceed 2036 characters; otherwise, you must switch to another browser.)

Preview USPTO-Generated Image

NOTE: For how the USPTO determines what the display of the entered mark will be, click [here](#).

NOTE: For information about mark display in USPTO databases, click [here](#)

The "Additional Statement" section of this form is used to enter various legal or informational statement(s) that may pertain to the mark; for example, a disclaimer or English translation. Because you are filing under **TEAS Plus**, you must enter the following, **if applicable within the facts of your application**: (1) claim of prior registration(s); (2) translation; (3) transliteration; (4) consent of individual identified in mark; and (5) concurrent use claim. You are not required to enter any other statement(s) at the time of filing; however, you may be required to add a statement(s) to the record during examination of the application. If you are unsure whether you should make such a statement, besides those specifically identified above, the examining attorney assigned to your application will issue a requirement, if appropriate.

Check here to display the full listing of additional statements from which you may make your selection.

Go Back

Continue

Trademark Electronic Application System

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

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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:

1. Your selection of goods/services from the IDManual must accurately identify your goods/services. For additional information, see [TMEP Chapter 1400](#). If you do not find a listing that accurately identifies your goods/services, you may email TMIDSUGGEST@uspto.gov to request that your identification be considered for addition to the IDManual. Visit the USPTO's website for [information on IDManual suggestions](#). If your request is approved, you must wait until the approved identification is added to the IDManual. If your request is not approved or you wish to file immediately, you must use the TEAS Standard form.
2. 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; (2) any listings that appear in the "regular" manual under "000," because correct 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, namely, ...", because this entry is too open-ended, and could result in items being listed that do not truly fall within this class. Instead, search for and select the specific clothing items you wish to include in your application.
3. 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 actual identification after the checked entry is inserted into the form.
4. 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 through the "Add Goods/Services by Searching IDManual" button, please contact TEAS@uspto.gov.
TIMEOUT WARNING: After 25 minutes of [inactivity](#), you will be prompted to continue your session. If you do not continue within 5 minutes, the session will end, you will be logged out of your USPTO.gov account, and you will lose any unsaved data in the form. Please have all of your information ready before you start.

NOTE - INSTRUCTIONAL VIDEOS AVAILABLE REGARDING GOODS/SERVICES:

Watch the [TMIN Goods and Services video](#) explaining what is meant by "identification of goods and services," and watch the [TEAS Nuts and Bolts: Goods and Services video](#) for instructions on filling out the Goods/Services page in this application.

Add Goods/Services

Remove Checked Goods/Services

Trademark Electronic Application System

100 results per page

Search for: hammers

Go

Insert Checked Entries

Found 30 entries in 1 page(s) for [hammers]: (For instructions on how to build the complete goods/services list, click [here](#).)

	International Class	Description	TM5
<input type="checkbox"/>	008	Claw hammers	Y
<input type="checkbox"/>	008	Ice hammers	N
<input type="checkbox"/>	007	Hydraulic hammers	Y
<input type="checkbox"/>	007	Air hammers	Y
<input type="checkbox"/>	010	Percussion hammers	N
		< Percussion hammers are medical instruments for testing tendon reflexes. Percussion hammers are also called "Reflex hammers." >	
<input type="checkbox"/>	010	Reflex hammers	N
<input type="checkbox"/>	007	Power hammers	N
<input type="checkbox"/>	008	Masons' hammers	N
<input type="checkbox"/>	007	Electric hammers	Y
<input type="checkbox"/>	008	Stone hammers	Y
<input type="checkbox"/>	015	Tuning hammers	Y
<input type="checkbox"/>	007	Pneumatic hammers	Y
<input type="checkbox"/>	008	Emergency hammers	Y
		< Emergency hammers are hand tools with a sharp point used in vehicles or buildings to break through window glass in an emergency. >	
<input type="checkbox"/>	008	Bushhammers [stone hammers]	Y
<input type="checkbox"/>	007	Electric rotary hammers	Y
<input type="checkbox"/>	008	Mountaineering ice hammers	Y
<input type="checkbox"/>	028	Track and field hammers	Y
		< Track and field hammers are weights with handles that are thrown in a sports competition. >	
<input type="checkbox"/>	008	Hand tools, namely, hammers	N
<input type="checkbox"/>	007	Electric hammers [hand-held]	Y
<input type="checkbox"/>	007	Pneumatic hammers [hand-held]	Y
<input type="checkbox"/>	007	Power-operated tools, namely, drill hammers	N
<input type="checkbox"/>	007	Power machines and attachments, namely, jack hammers	N
<input type="checkbox"/>	007	Hydraulically actuated tools, namely, {indicate specific tools, e.g., pliers, hammers , etc.}	N
<input type="checkbox"/>	007	Air powered tools, namely, {indicate specific tools, such as drills, screwdrivers, rivet hammers , saws, etc.}	N
<input type="checkbox"/>	008	Manually operated hand tools, namely, {indicate specific tools, e.g., screwdrivers, shovels, wrenches, hammers }	N
<input type="checkbox"/>	015	Musical instrument tuning apparatus, namely, {specify, e.g., machine heads, tuning hammers , tuning keys, etc.}	N
		Hand-operated percussion hammer drills	
<input type="checkbox"/>	008	< On 05-23-2013, this 07-20-2004 entry was modified by inserting "Hand operated" and replacing "hammers" with "hammer drills" to make clear the nature of the goods. "Percussion hammers" are typically medical instruments for testing tendon reflexes. Hand-operated percussion hammer drills are rotary drills with a hammering action, which may be used for drilling water wells, for example. >	N
<input type="checkbox"/>	007	Power-operated percussion hammer drills	N
<input type="checkbox"/>	007	Power tools, namely, hammer drills	N
<input type="checkbox"/>	007	Power tools, namely, hammer drivers	N

Trademark Electronic Application System

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

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Trademark/Service Mark Application, Principal Register TEAS Plus Application (Version 7.4)

Basis for Filing

Watch the [TMN Filing Basis video](#) explaining what is meant by "basis for filing."

Watch the [TEAS Nuts and Bolts: Filing Basis video](#) explaining how to fill out the Filing Basis page.

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 asserts herein the specific basis(es) that covers the listed goods/services.

Instructions for assigning a filing basis:

For each of the goods/services listed in the chart below, you will assign a specific filing basis, or if appropriate, multiple bases. (If the list is incorrect, you can add or delete items, using the appropriate buttons, below.) Visit the TEAS Help section of the USPTO website for [an explanation of the four possible filing bases](#), identified by the 4 buttons beneath the listing of goods/services.

- **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:

Watch the [TMN Goods and Services video](#) explaining what is meant by "identification of goods and services," and watch the [TEAS Nuts and Bolts: Goods and Services video](#) for instructions on filling out the Goods/Services page in this application.

Add Goods/Services

Remove Checked Goods/Services

Visit the TEAS Help section of the USPTO website for instructions on [how to add item\(s\)](#) to the list displayed below.

Visit the TEAS Help section of the USPTO website for instructions on [how to remove item\(s\)](#) from the list displayed below.

<input checked="" type="checkbox"/> Select All	International Class	Goods/Services	Assigned Filing Basis(es)
<input checked="" type="checkbox"/>	030	Candy	

NOTE: The 4 BUTTONS below identify the choices of filing basis to be assigned to the items listed in the table, above. Because assignment of the correct basis to each item is critical, please read the [explanation of each basis](#) if you have any questions as to 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 with all goods/services included in an application, or the lack of use on all goods/services for which you claim use, could jeopardize the validity of the registration and result in its cancellation.

Section 1(a)

Actually using mark in commerce now

Section 1(b)

No use of mark yet, intending to use

Section 44(d)

Foreign application exists for same goods/services

Section 44(e)

Foreign registration 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.

Go Back

Continue

Trademark Electronic Application System

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

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Trademark/Service Mark Application, Principal Register TEAS Plus Application (Version 7.4)

Fee Information

The total filing fee is based on the (1) form type you selected (TEAS Plus or TEAS Standard) and (2) number of classes of the goods/services listed in the application.

Watch the [TEAS Nuts and Bolts: Fee/Signature Information video](#) for an explanation of how to fill out the fee and signature information sections.

Payment options: You will have three payment options ([credit card](#), [automated deposit account](#), and [Electronic Funds Transfer](#)). These options will appear after completing and validating this form.

Number of Classes	1 (Class: 030)
Fee per class	\$225
Total Fee Due	\$225

Signature Information

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

[Sign directly](#) [Email 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 between the two forward slashes; examples of acceptable "signatures" include: /john doe/; /jd/; or /123-4567/.

DECLARATION

19

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 and was in use in commerce as of the filing date of the application 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 was used on or in connection with the goods/services in the application as of the application filing date; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

And/or

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 and had a bona fide intention to use the mark in commerce as of the application filing date on or in connection with the goods/services in the application; and
 - To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.
- 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, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to 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 allegations and other factual contentions made above have evidentiary support.
- 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, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

<p>* Signature</p>	<input type="text" value="/Signature/"/> <small>NOTE: Must be personally signed by the individual listed in the Signatory's Name field. 37 C.F.R. §2.193(a). The person signing may not enter someone else's signature.</small>	<p>* Date Signed</p>	<input type="text" value="07/23/2020"/> (MM/DD/YYYY)
<p>* Signatory's Name</p>	<input type="text" value="Signatory"/>		
<p>* Signatory's Position</p>	<input type="text" value="Owner"/> <p>Enter appropriate title or nature of relationship to the owner/holder.</p> <p>If the signer is</p> <ul style="list-style-type: none"> - An individual owner/holder, enter "Owner" or "Holder" as appropriate. - Joint individual owners/holders, enter "Owners" or "Holders" as appropriate. - A business entity authorized signatory, enter official title; e.g., "President" (if a corporation), "General Partner" (if a partnership), or "Principal" (if a limited liability company). - A U.S.-licensed attorney, enter "Attorney of record," and if not specified in the application or prior communications, specify at least one state bar admission, e.g., "Attorney of record, New York Bar member." Also, if the signing attorney is from the same U.S. firm as the attorney of record, but was not listed in the original filing and is not otherwise of record, also include law firm name, e.g., Associate Attorney, Smith, Jones & Davis, Virginia Bar member. 		
<p>Signatory's Phone Number</p>	<input type="text" value="United States"/> Ext. <input type="text"/>		

²⁰
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.

Trademark Electronic Application System

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. 0651-0009 (Exp. 02/28/2021)



Trademark/Service Mark Application, Principal Register

TEAS Plus Application (Version 7.4) - Validation Page

IMPORTANT: On Thu Jul 23 09:06:56 ET 2020, you completed all mandatory fields and successfully validated the form. It has NOT yet been filed with the USPTO at this point. Complete all the steps below to submit the application to the USPTO.

Watch the [TEAS Nuts and Bolts: Validation Page video](#) for instructions on filling out this page.

■ **STEP 1:** Review the application data in the various formats below by clicking on the hyperlinks under "Application Data." Use the print function in your browser to print these pages for your own records. Visit the USPTO'S [TEAS Help webpage for information on correcting your image](#) when the Mark and Specimens appear huge in the provided hyperlinks.

Note: Review this information for accuracy and completeness now. Corrections after submission may not be allowed, thereby possibly affecting your legal rights.

Application Data

■ [Input](#)

■ [Mark](#)

■ [XML File](#)

■ [Text Form](#)

■ **STEP 2:** If there are no errors and you are ready to file, confirm the **Primary Email Address for Correspondence**, displayed below. To make changes to this email address, use the navigation buttons below to return to the appropriate page in the form and update either the attorney's email address, if appointed, or the applicant owner's/holder's email address. **Courtesy copies** are also permitted and these email address(es) are displayed below. To update these addresses, use the navigation buttons below to return to the Correspondence Information page and enter the changes.

After you submit the form, the USPTO will send an acknowledgment of receipt to the following email address(es):

Primary Email Address for Correspondence:	test@uspto.gov
Secondary Email Address(es) (Courtesy Copies):	Not Provided

■ **STEP 3:** To [download and save the form data](#), click on the "**Save Form**" 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 .obj/.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 4:** Read and check the following:

Important Notice:

(1) 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 our substantive review. This is true regardless of how soon after submission you might attempt to request cancellation of the filing. Therefore, please review **ALL** information carefully prior to transmission.

(2) All information you submit to the USPTO at any point in the application and/or registration process will become public record, including your name, phone number, email address, and street address. By filing this application, you acknowledge and agree that **YOU HAVE NO RIGHT TO CONFIDENTIALITY** in the information disclosed. The public will be able to view this information in the USPTO's on-line databases and through internet search engines and other on-line databases. This information will remain public even if the application is later abandoned or any resulting registration is surrendered, cancelled, or expired. To maintain confidentiality of banking or credit card information, only enter payment information in the secure portion of the site after validating your form. For any information that may be subject to copyright protection, by submitting it to the USPTO, the filer is representing that he or she has the authority to grant, and is granting, the USPTO permission to make the information available in its on-line database and in copies of the application or registration record.

(3) Be aware that private companies **not** associated with the USPTO often use trademark application and registration information from the USPTO's databases to [mail or email trademark-related solicitations](#) (samples of non-USPTO solicitations included).

If you have read and understand the above notice, please check the box before you click on the **Pay/Submit** button. REMINDER: Because you are filing under TEAS Plus, please be sure you have entered the following, if applicable within the facts of your application: (1) claim of prior registration(s); (2) translation; (3) transliteration; (4) consent of individual identified in mark; and (5) concurrent use claim. Otherwise, you will lose TEAS Plus status and be required to pay an additional \$125 fee.

■ **STEP 5:** If you are ready to file electronically:

Click on the **Pay/Submit** button *below*, to access the site where you will select one of three possible payment methods. After successful entry of payment information, you can complete the submission to the USPTO. A valid transaction will result in a screen that says **SUCCESS!** Also, we will send an email acknowledgment within 24 hours.

WARNING: Click on the Pay/Submit button **ONLY** if you are now entirely prepared to complete the Pay/Submit process. After clicking the button, you can **NOT** return to the form, since you will have left the TEAS site entirely. Once in the separate payment site, you **must** complete the Pay/Submit process within **30 minutes**. If you are not prepared to complete the process now, you should select the "Save Form" option to save your form, and then complete the Pay/Submit process later. Or, if you have discovered any error, use the "Go Back to Modify" button to make a correction.

WARNING: Fee payments by credit card may **not** be made from 2 a.m. to 6 a.m. Sunday, Eastern Time. If you are attempting to file during that specific period, you **must** use either (1) the deposit account or electronic funds transfer payment method; or (2) the "Save Form" option to save your form, and then complete the Pay/Submit process later for a credit card payment.

Go Back to Modify

Save Form

Pay/Submit

[Privacy Act Statement](#) | [TEAS Form Burden Statement](#) | [Bug Report/Feedback](#) | [TEAS Home](#)

New filer resources

- Trademark basics
 - www.uspto.gov/TrademarkBasics
- Initial applications forms page
 - www.uspto.gov/trademarks-application-process/filing-online/initial-application-forms
- “TEAS Nuts and Bolts” video series
 - www.uspto.gov/watch/FileTrademarks
- Trademark video library
 - www.uspto.gov/trademark/trademark-videos



Reading office actions

- The circled link in the email notice below is the direct link to the office action in TSDR:

UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

USPTO OFFICE ACTION (OFFICIAL LETTER) HAS ISSUED
ON **3/12/2019** FOR U.S. APPLICATION SERIAL NO. XXXXXXXXX

Please follow the instructions below:

(1) **TO READ THE LETTER:** Click on this [link](#) or go to <http://tsdr.uspto.gov>, enter the U.S. application serial number, and click on “Documents.”

- Otherwise, enter the serial number directly into TSDR



Responding to office actions

- Errors often caused by using the wrong form
- Use the Response to Office Action form for nonfinal office actions
 - <https://teas.uspto.gov/office/roa/>
- Use the Request for Reconsideration after Final Action form for final office actions
 - <https://teas.uspto.gov/office/rfr/>

Responding to office actions

- Responses must be signed by a proper party
 - If an individual is not represented by an attorney, the individual may sign
 - Otherwise, applicant's attorney must sign
- More detailed info available on our website
 - www.uspto.gov/trademarks-maintaining-trademark-registration/responding-office-actions



Responding to office actions

- The response wizard has up to 10 items that determine response options
- Not all items will appear for every response
- If the applicant only needs to submit a declaration, choose the last item on the page

1. Do you need to respond to a refusal to register your mark, including (*but not limited to*) a possible finding that your mark appears to be:

- likely to cause confusion with another mark(s)
- merely descriptive (or generic) or deceptively misdescriptive
- primarily merely a surname
- geographically descriptive or geographically deceptively misdescriptive
- deceptive
- functional
- multiple marks instead of a single mark
- a protected symbol (*e.g.*, a flag, the Red Cross)
- used in a manner that would not be perceived as actually being a trademark/servicemark*

You must answer "Yes" to this question to [submit your arguments against the refusal](#), and if necessary, attach [supporting evidence](#), to attempt to convince the examining attorney to withdraw the refusal.

*NOTE: To submit a "substitute specimen" to overcome a refusal, also answer "Yes" to #2.

Yes No

2. Do you need to do any of the following:

- [change/delete an existing class number](#)*
- [modify the identification of goods/services/the nature of the collective membership organization](#) **
- [change filing basis](#)
- [add/modify dates of use](#)
- [submit a new or substitute specimen](#)
- [submit a foreign registration certificate or proof of renewal of the foreign registration](#)

*NOTE: To ADD a new class, answer "Yes" to #6, and to pay fee(s) for additional class(es), answer "Yes" to #7.

NOTE: You may only modify the identification of goods/services/the nature of the collective membership organization to clarify or limit the goods/services/the nature of the collective membership organization; adding to or broadening the scope of the goods/services/nature of the collective membership organization is **not permitted.

Yes No

3. Do you need to add or delete (withdraw) any of the following:

NOTE: ALL of the below will display within the "Additional Statement(s)" section of the form, *even when only one is appropriate and should be selected.*

- Disclaimer
- Colors claimed as feature of the mark
- Description of the mark (including nature and location of color(s), if appropriate)*
- Stippling statement
- Claim of prior registration(s)
- Translation/Transliteration
- Meaning and/or significance of wording, letter(s), and/or numeral(s) in the mark
- Section 2(f) claim
- Consent to register name(s), likeness(es), signature(s) of individual(s)
- Supplemental Register amendment
- Concurrent use claim
- Miscellaneous statement**

*NOTE: Do **not** use this section if you are also answering "Yes" to Question #4, *below*, which will then provide this field. Use this **only** if adding or modifying an existing description **but not attaching a new mark image**.

NOTE: The miscellaneous statement field includes the ability to attach a file, for example, to provide requested product literature. Do **not use this section for attachments where a specific different section for the purpose already exists, for example, submission of a substitute specimen in #2, *above*. This field may also be used to request **DELETION (WITHDRAWAL)** of an additional statement currently of record, for example, a disclaimer (see specific instructions within form).

Yes No

4. Do you need to submit a new drawing of the mark, either to [change the mark](#) itself or [submit a better quality image](#)?

NOTE: A material change to your mark is never permissible. Only minor changes in the mark are *sometimes* permitted. A drawing must be in JPG format.

Yes No

5. Do you need to correct or change the [applicant's name or entity information](#) or provide missing applicant or entity information?

Yes No

6. Do you need to [ADD a new class\(es\) of goods/services/a collective membership organization](#) ?

NOTE: You may **not** add class(es)/goods/services, or any descriptive language to an identification to broaden the scope of the current identification of the goods/services/collective membership organization.

NOTE: To pay the fee(s) for adding class(es), answer "Yes" to #7. To change an existing classification number or delete goods/services/a collective membership organization, answer "Yes" to #2.

Yes No

If the answer is Yes, enter the number of classes:

7. Do you need to submit a fee for: (1) an existing or additional class of goods/services/a collective membership organization; (2) [failing to satisfy the requirements of TEAS Plus or TEAS RE](#); and/or (3) processing a payment that has been [refused or charged back](#)?

Yes No

8. Is a **newly appearing attorney filing** (*i.e.*, a person not the subject of an applicant-signed appointment filed prior to this submission) this form?

WARNING: Answer YES to this question **only** if one of the three requirements set forth in the underlying help text for "newly appearing attorney" has been satisfied. Failure to satisfy one of the three requirements may result in a later determination that this submission is incomplete and/or not in compliance with the minimum filing requirements.

Yes No

9. Do you need to change [correspondence address](#) (includes e-mail address)?

Yes No

10. Do you need to submit a [Signed Declaration](#) to verify an application?

NOTE: Answer "Yes" to this question if the application was unsigned, improperly signed, or lacked the required declaration language.

Yes No

STEP 4: ACCESS ACTUAL RESPONSE FORM.

Click on the "Continue" button below to access the response form for entering your information.

Intent-to-use forms

- **Amendment to Allege Use**
 - Before publication of the mark, applicant may show use
 - Often done to amend a mark to the Supplemental Register
- **Statement of Use**
 - After publication and issuance of a Notice of Allowance (NOA), applicant has six months from the NOA date to show use in commerce
- **Request for Extension of Time to File a SOU**
 - Applicant may file extension requests every six months from the NOA date for a total of five extensions of time

Correspondence/power of attorney forms

- **Change of Owner's Address**
 - Updates the mark owner's email and postal address
- **Change of Correspondence Address**
 - Changes the email and postal address of a correspondent
 - This party may not have authority to sign documents
- **Revocation/Appointment of Attorney**
 - Applicant ends and/or begins attorney-client relationship
 - Someone with authority to manage that relationship must sign
- **Withdrawal of Attorney**
 - Attorney withdraws from representation, signs own withdrawal

Post-registration forms

- Section 7: Request to amend registration
- Section 8: Declaration of Use
 - One year filing window; deadline is sixth year from registration, and then each 10-year interval from registration
- Section 9: Application for Renewal
 - One year filing window; deadline is each 10-year interval from registration
 - May be combined with Section 8
- Section 15: Declaration of Incontestability
 - After five years (if qualifying), may be combined with Section 8

Focus areas

Attorney representation

- The USPTO will not correspond with an individual who is represented by an attorney
 - The individual must file a revocation of attorney form (not a withdrawal of attorney form)
- Attorney representation is presumed to end at registration, owner change, or abandonment
 - However, the attorney information remains in the record as a courtesy and is not automatically removed
- Foreign-domiciled parties must use a U.S.-licensed attorney

Changing owner information

- Making changes to minor typographical errors in owner information is allowed
 - See TMEP 1201.02(c), <https://tmep.uspto.gov>
- The owner cannot be changed unless the mark is assigned to a different party
 - Applicant or registrant must file an assignment at <https://etas.uspto.gov/>

Trademark updates and alerts

- All trademark announcements
 - www.uspto.gov/trademark/trademark-updates-announcements
- Subscribe to trademark email alerts
 - public.govdelivery.com/accounts/USPTO/subscriber/new
- TEAS maintenance and release updates
 - www.uspto.gov/trademarks-application-process/filing-online/teas-teasi-maintenance-and-enhancement-section



