Trademark Electronic Application System

PTO-2302
Approved for use through 10/31/2021. OMB 0651-0055
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Response to Office Action for Post-Registration Matters

TEAS - Version 8.0

GENERAL FORM INFORMATION:

- **TIMEOUT WARNING:** You're required to log back in after 30 minutes of inactivity. This ensures the USPTO complies with mandatory federal information security standards and protects user information. 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.
- **DO NOT USE YOUR BROWSER BACK/FORWARD BUTTONS:** Use only the navigation buttons at the bottom of each page.
- **REQUIRED FIELDS:** All have an **ASTERISK** (*), and the form will not validate if these fields are not filled-out.
- **SUPPORTED BROWSERS:** Internet Explorer is not supported browsers for use with this form. Customers must use an alternative browser such as Google Chrome, Edge, Firefox or Safari when accessing the Response to Office Action for Post-Registration Matters form.

FOLLOW THE STEPS TO ACCESS THE RESPONSE FORM:

STEP 1: CONFIRM STATUS.
A response must be due in connection with either:

- **Post-Registration Maintenance Document:** the "Current Status" of your registration must be "A Post Registration Action has been mailed." Confirm the "Status" on the STATUS tab of the Trademark Status & Document Retrieval (TSDR) system before proceeding. If the registration is not in the correct status, you must wait until the status is updated (usually 48-72 hours after receiving an email notice that a Post Registration Office action has issued).
- **Expungement/Reexamination Proceeding:** a response must be due for an Office action issued in connection with an expungement or reexamination proceeding. Confirm that an Office action has been issued on the STATUS tab of the Trademark Status & Document Retrieval (TSDR) system under the PROCEEDINGS dropdown menu.

STEP 2: ENTER REGISTRATION NUMBER BELOW OR ACCESS PREVIOUSLY FILLED-OUT/SAVED FORM.

*** Registration Number:**
Enter a registration number even if you are responding as part of an Expungement or Reexamination Proceeding. A Proceeding Number can be selected on the screen that follows.

(Do not enter registration number if you are accessing your saved form.)

OR

To upload a previously saved form file, first review the TEAS Help instructions for accessing previously saved data and then use the "Browse/Choose File..." 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.

Do **NOT** upload or attach any other file(s) (for example, a specimen) using the button below. You must upload other attachments within the proper section of the actual form, after answering "Yes" to the appropriate wizard question(s) on the next page.

Choose File No file chosen

Continue

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IMPORTANT: After this response 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 owner/holder.

CONTACT:
For **general trademark information or help navigating the forms**, email TrademarkAssistanceCenter@uspto.gov, or telephone 1-800-786-9199 (press 1).

If you need help resolving **technical glitches**, email TEAS@uspto.gov. Please include in your email your phone number, serial or registration number, and a screenshot of any error message you may have received.

STATUS CHECKS: The status of the filing is available in the Trademark Status & Document Retrieval System (TSDR) 72 hours after filing.

Instructions

To file the response 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. **Sign the response form on the Signature Page. If the desired signatory is not available to sign the response, there are three options available:**
   - **To electronically forward the Signature Page to the signatory, use the Text Form option on the Signature Page for an electronic signature.**
   - **To mail or fax to the signatory, use the Handwritten pen-and-ink signature option on the Signature Page for the traditional "pen-and-ink" signature.**
   - **To electronically save the form, use the Save Form option on the Validation Page.**
3. **Validate the form by selecting the "Continue" button on the Signature Page.**
4. **On the Validation Page, it is critical to confirm that all information is displayed properly immediately before filing, regardless of the appearance of the data at any point earlier in the process.**
   If any previously-entered argument text or image files (e.g., evidence) are now missing, you must re-enter or re-attach before final submission. Otherwise, the USPTO will not receive a complete response. For example, if you initially pasted text into the argument field, but the argument section is now blank, you must paste it in again after final validation but before actual submission of the response, or the USPTO will not receive that text at all.
5. **Click on the Pay/Submit button at the bottom of the Validation Page. If a fee payment is required, this will allow you to choose from 3 different payment methods: credit card, automated deposit account, or electronic funds transfer. Access the proper screen for payment, and make the appropriate entries. If your transmission is successful, you will see SUCCESS! on the screen that follows.**
6. **An email acknowledging receipt of the submission (a filing receipt) will be sent to the Primary Email Address for Correspondence.**

Registration Number	
Mark	
Owner/Holder Information	
Primary Email Address for Correspondence Warning: This is the email address currently of record in the USPTO database. If it is not the email address of either the appointed attorney, if any, otherwise the owner, it must be updated.	
Secondary Email Address(es) for (Courtesy Copies)	
Registration Date	

Updates to the owner's/holder's and appointed attorney's address(es) can be made within this form. If no attorney is appointed, the owner's/holder's email address is the Primary Email Address for Correspondence

You are responding to an Expungement or Reexamination Office action.

Expungement or Reexamination Proceeding No. 2021-120038E

STEP 3. ANSWER ALL WIZARD QUESTIONS.
Review the Office action and then answer "Yes" to any question that directly relates to a requirement and/or refusal raised in the Office action. You must respond explicitly to each refusal and/or requirement and enter the responses in the proper place in the form. At least one answer to the questions below must be "Yes."

A RESPONSE WITH ONLY YOUR SIGNATURE IS NOT ACCEPTABLE. Merely providing a response with a signature and no other information, or authorizing the post registration examiner to make any necessary changes to the filing/record *without specifying the exact changes*, is not a proper response to the post registration action (except if the only issue raised was that the original filing was unsigned, improperly signed, or lacked the required declaration language).

1. Are you surrendering the entire registration?

Surrendering the registration under §7(e) of the Trademark Act will result in termination of this proceeding and **cancellation of the subject registration**.

○ Yes ◉ No

2. Do you need to provide arguments or evidence supporting use of the registered mark?

NOTE: Use this page to provide evidence of use, factual information, and an itemized index of the evidence.

◉ Yes ○ No

3. Do you need to delete goods/services or an existing class from the registration?

NOTE: Only deletions of goods/services are permitted within this form. To change an existing class number or otherwise modify the identification of goods/services, you must file a Section 7 Request.

○ Yes ◉ No

4. Do you need to add a miscellaneous statement?

NOTE: The miscellaneous statement field includes the ability to attach a file. Do not use this section to provide arguments or attachments where a different specific section for the purpose already exists.

○ Yes ◉ No

5. Do you need to update the owner's/holder's mailing address, email address, phone or fax number(s)?

NOTE: The email address of the trademark owner/holder is the **Primary Email Address for Correspondence** if an attorney is NOT appointed. **Secondary Email Address(es)** for courtesy copies can be provided. If your registration is based on the Madrid Protocol, only the owner/holder email address, phone and fax numbers will be updated. Other changes in the owner/holder information must be recorded with the International Bureau.
NOTE: The **mailing address** is presumed to be the owner's/holder's **domicile address**. To provide a domicile address that is NOT the same as the mailing address, use the Change Address or Representation form.

◉ Yes ○ No

6. Is a newly appearing U.S.-licensed attorney filing this form or do you need to update the bar information, email address, street address, phone or fax number for an already appointed attorney?

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

STEP 4: ACCESS ACTUAL RESPONSE FORM.
Click on the "Continue" button below to access the response form for entering your information.

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ARGUMENT(S)

Provide the following information:

- Evidence of use or nonuse, as appropriate
- Numbered paragraphs of factual information explaining the use of the mark in commerce and the supporting evidence, including how the evidence demonstrates use of the mark in commerce as of any relevant date for the goods and/or services at issue
- Itemized index of the evidence

Instructions: Enter explanatory statements here. Evidence, the itemized index, and any formatted documents must be uploaded in the attachments section below.

Attachments

Click on the 'Click here to Attach Evidence' button below to select the file from your computer. Visit the USPTO's website for information on acceptable file sizes and formats.

Instructions: Attach **ONLY** supporting evidence or argument(s) here, **not specimens, proof of use, or the entire response to Office action**. Each portion of this form services a specific purpose for data processing reasons. Failure to follow this instruction will cause significant delays in process and review of your filing.

Attach Evidence 0 file(s) attached

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Owner Information

Owner

Internal Address

*** Mailing Address**
(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.)

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.

*** City**

NOTE: You must limit your entry here to no more than 22 characters.

*** State**
(Required for U.S. addresses only)

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.

*** Country/Region/Jurisdiction/U.S. Territory**

*** Zip/Postal Code**
(Required for U.S. and certain international addresses)

Domicile Address
(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.)

☑ Uncheck this box if the domicile address and mailing address of the trademark owner/holder are NOT the same. Fields for entering the domicile address will appear.

Phone Number

Fax Number

*** Email Address**
Confirm that the email address is correct before continuing. The owner email address is not publicly viewable in the USPTO's TSDR database.

The owner/holder is required to provide an email address and keep that address current with the USPTO. If the 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 owner/holder or the owner's/holder's attorney acknowledges that he or she is solely responsible for receiving USPTO emails. Additionally, the owner/holder or the 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.

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CORRESPONDENCE INFORMATION

To make changes to the **Primary Email Address for Correspondence** below, either
(1) return to the Owner Information section (if no attorney has been appointed) and enter the change, or
(2) use the Attorney Information section of the form to enter the change (if an attorney has been appointed).

Name

Docket/Reference Number

NOTE: You must limit your entry here to no more than 12 characters.

Email Address

Primary Email Address for Correspondence:

Secondary Email Address(es) (Courtesy Copies):

Enter up to 4 addresses, separated by either a **semicolon** or a **comma**.

Only the Primary Email Address for Correspondence is used for official communication by the USPTO. If an attorney has been appointed, the USPTO will correspond ONLY with the appointed attorney; otherwise the USPTO will correspond with the owner/holder. The owner/holder or the appointed attorney must keep this email address current with the USPTO.

NOTE: I understand that (1) a valid email address must be maintained by the owner/holder and the owner's/holder's attorney, if appointed, for correspondence and (2) all official trademark correspondence must be submitted via the Trademark Electronic Application System (TEAS).

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DECLARATION SIGNATURE

The declaration must be signed by the owner/holder of the registration or a person properly authorized to sign on behalf of the owner/holder under Trademark Rule 2.193(a). The radio button identifying the signatory in the Response Signature section must be selected.

Click to choose ONE signature method:

◉ Sign electronically directly on this response form ○ Email Text Form to second party for electronic signature ○ **Handwritten pen-and-ink signature**

NOTE: To electronically sign this document, 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/.

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 this submission and the registration, 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.

NOTE: Only one signature is required for the declaration signature, regardless of the number of owners/holders. The person(s) signing for each section may be different, depending on who has the required knowledge to sign. To add a signature option, if appropriate, use the "Add Signatory" button, *below*.

* **Signature**

Examples of acceptable "signatures" include: /john doe/; /jd/; or /123-4567/.
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.

* **Date Signed** (MM/DD/YYYY)

* **Signatory's Name**

* **Signatory's Position**

NOTE: Limit your entry to no more than 150 characters (the storage limit for this field in the USPTO database).

Enter appropriate title or nature of relationship to the owner/holder.

If the signer is
- 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 original filing 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.

Signatory's Phone Number

Add Signatory

RESPONSE SIGNATURE

Click to choose ONE signature method:

◉ Sign electronically directly on this response form ○ Email Text Form to second party for electronic signature

NOTE: Do NOT sign the Declaration Signature section "directly" and use the "email text form" option for signing the Response. Both sections must be signed "directly" if choosing that option.
NOTE: To electronically sign this document, 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/.

*You **must** click ***one*** of the three buttons below to confirm that you are legally authorized to sign this form based on the trademark rules governing representation of others before the USPTO.

If you have a U.S.-licensed attorney representing you in this matter, only your attorney can sign this Response.

○ **Owner/Holder who is not represented by an attorney (pro se):** I hereby confirm that

- **I am not represented** by an attorney in this matter, and am either: (1) the owner(s)/holder(s); or (2) a person or person(s) with legal authority to bind the owner(s)/holder(s); and
- If I had previously been represented by an attorney in this matter, either I revoked their power of attorney by filing a signed revocation with the USPTO or the USPTO has granted this attorney's withdrawal request.

ADVISORY: Click the above first button *only* if you are the owner(s)/holder(s) or legally authorized to bind the owner(s)/holder(s); such as an officer of the owner/holder corporation or association, or a general partner of the owner/holder partnership.

○ **Authorized U.S.-Licensed Attorney:** I hereby confirm that

- I am a U.S.-licensed attorney who is an active member in good standing of the bar of the highest court of a U.S. state (including the District of Columbia and any U.S. Commonwealth or territory);
- I am currently the trademark owner's/holder's attorney or an associate thereof;
- To the best of my knowledge, if prior to my appointment another U.S.-licensed attorney **not currently associated with my company/firm** previously represented the owner/holder in this matter:
  - the owner/holder has revoked their power of attorney by filing a signed revocation or substitute power of attorney with the USPTO;
  - the USPTO has granted that attorney's withdrawal request;
  - the owner/holder has filed a power of attorney appointing me in this matter; or
  - the owner/holder's appointed U.S.-licensed attorney has filed a power of attorney appointing me as an associate attorney in this matter.

○ **Authorized Canadian Trademark Attorney/Agent:** I hereby confirm that

- An authorized U.S.-licensed attorney has been appointed to represent the owner/holder;
- I have been granted reciprocal recognition under 37 C.F.R. §11.14(c)(1) by the USPTO's Office of Enrollment and Discipline; and
- I am an authorized signatory based on 37 C.F.R. §11.14(c)(2).

ADVISORY: Foreign attorneys (other than authorized Canadian attorneys/agents) may not sign responses and are prohibited from representing a trademark owner/holder before the USPTO in trademark matters.

NOTE: If more than one trademark owner/holder, ALL must sign the overall submission.

* **Signature** [ ]
Examples of acceptable "signatures" include: /john doe/; /jd/; or /123-4567/.
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.

* **Date Signed** [ ] (MM/DD/YYYY)

* **Signatory's Name** [ ]

* **Signatory's Position** [ ]

NOTE: Limit your entry to no more than 150 characters (the storage limit for this field in the USPTO database).

Enter appropriate title or nature of relationship to the owner/holder.

If the signer is
- An **individual owner/holder**, enter "Owner" or "Holder" as appropriate.
- **Joint individual owners/holders**, enter "Owners" or "Holders" as appropriate (all must sign the form).
- 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 original filing, 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.

Signatory's Phone Number [ ]

Add Signatory

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Validation Page

On Fri Nov 12 15:52:28 ET 2021 you completed all mandatory fields and successfully validated the form. It has NOT been filed to the USPTO at this point. Please complete all steps below to submit the form.

STEP 1: Review the data in various formats, by clicking on the phrases under Response 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.
WARNING: After submission of this form, some characters may be displayed in a manner different from what was originally entered because various USPTO systems cannot display/print certain characters. The USPTO will convert any problematic character(s) to the closest acceptable equivalent(s). Visit the USPTO's website for a complete table highlighting which characters will be converted.

Response Data				
Input	Evidence	Mark	XML File	Textform

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 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:	
Secondary Email Address(es) (Courtesy Copies):	

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. 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:

Please note that:

1. I am aware that this response, to be considered "complete," should address each issue requiring response in the Office action or any previous Office action incorporated by reference, and, in addition, that this response does not consist only of a signature (unless the missing signature was the sole issue raised in the Office action).
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 document, 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 online databases and through internet search engines and other online databases. This information will remain public even if the application is abandoned or any 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 online 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 **Submit** button.

STEP 5: If you are ready to file:
Click on the Submit button at the bottom of this page to complete the filing process.
WARNING: After clicking the button, you can **NOT** return to the form to modify the data. If you are not prepared to complete the process now, you should select the "Save Form" option and then complete the Submit process later.

FEE PAYMENT (if required): Screens for entering payment information will follow after clicking the Submit button. Following successful entry of the payment information, you can complete the submission to the USPTO.
You **must** complete the payment process within **30 minutes** of accessing the payment screen.

A complete transaction will result in a screen that says **SUCCESS!** Within 24 hours, an email acknowledgment will also be sent. 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 Submit process later. Or, if you have discovered any error, use the "Go Back to Modify" button to make a correction.

Go Back to Modify | Save Form | Submit