

TRADEMARK APPLICATION

TRADEMARK APPLICATION, PRINCIPAL REGISTER, WITH DECLARATION

Individual

MARK: _____

CLASS: _____

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

NAME OF APPLICANT: _____

BUSINESS TRADE NAME: _____

BUSINESS ADDRESS: _____

RESIDENCE ADDRESS: _____

CITIZENSHIP OF APPLICANT: _____

The above identified applicant has adopted and is using the trademark shown in the accompanying drawing (1) for the following goods: _____ and requests that said mark be registered in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946.

The trademark was first used on the goods (2) on _____; was first used on the goods (2) in _____ commerce (3) on _____ and is now used in such commerce. (4) The mark is used by applying it to (5) _____ and five specimens showing the mark as actually used are presented herewith. (6) Applicant being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any registration resulting therefrom, declares that he/she believes himself/herself to be the owner of the trademark sought to be registered; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use said mark in commerce, either in the identical form or in such near resemblance thereto as may be likely, when applied to the goods of such other person, to cause confusion, or to cause mistake, or to deceive; the facts set forth in this application are true; and all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Applicant

Date

REPRESENTATION

If the applicant is not domiciled in the United States, a domestic representative must be designated. See form 4.4

If applicant wishes to furnish a power of attorney, use Form 4.2. An attorney at law is not required to furnish a power.

Footnotes

1. If registration is sought for a word or a numeral mark not depicted in any special form, the drawing may be the mark typed in capital letters on letter size bond paper; otherwise, the drawing should be made with india ink on a good grade of bond paper or on bristol board.

2. If more than one item of goods in a class is set forth and the dates given for that class apply to only one of the items listed, insert the name of the item to which the dates apply.

3. Type of commerce should be specified as "interstate," "territorial," "foreign," or other type of commerce which may lawfully be regulated by Congress. Foreign applicants relying upon use must specify commerce which Congress may regulate, using wording such as commerce with the United States or commerce between the United States and a foreign country.

4. If the mark is other than a coined, arbitrary or fanciful mark, and the mark is believed to have acquired a secondary meaning, insert whichever of the following paragraphs is applicable:

(a) the mark has become distinctive of applicant's goods as a result of exclusive and continuous use in _____ commerce for the five years next preceding the date of filing of this application.

(b) The mark has become distinctive of applicant's goods as evidence by the showing submitted separately.

5. Insert the manner or method of using the mark with the goods, i.e. "the goods," "the containers for the goods," "displays associated with the goods," "tags or labels affixed to the goods," or other method which may be in use.

6. The required fee of \$175.00 for each class must be submitted. (An application to register the same mark for goods and/or services in more than one class may be filed; however, goods and/or services and dates of use, by class, must be set out separately, and specimens and a fee for each class are required.)

FORM PTO - 1476 (REV. 10-82)

PATENT AND TRADEMARK OFFICE - U.S. DEPT. OF COMMERCE