



Petition to Revive Abandoned Application - Failure to File Timely Statement of Use or Extension Request

TEAS - Version 3.8 : 07/14/2007

Each field name links to the relevant section of the "HELP" instructions that will appear at the bottom of the screen. Fields containing the symbol "*" must be completed; all other relevant fields should be completed if the information is known. If there are multiple signatories, click on the Form Wizard.

Important: ONCE THIS FORM IS SUBMITTED ELECTRONICALLY, THE OFFICE WILL IMMEDIATELY PROVIDE THE SENDER WITH AN ELECTRONIC ACKNOWLEDGMENT OF RECEIPT. Please contact TEAS@uspto.gov if you do not receive this acknowledgment within 24 hours of transmission (or by the next business day).

Contact Points:

For general trademark information, please e-mail TrademarkAssistanceCenter@uspto.gov, or telephone 1-800-786-9199. If you need help in resolving technical glitches, please e-mail TEAS@uspto.gov. Please include your telephone number in your e-mail, so we can talk to you directly, if necessary. For status information, use <http://tarr.uspto.gov/>.

NOTE: Do NOT attempt to check status until at least 72 hours after submission of a filing, to allow sufficient time for our databases to be updated.

Instructions

To file this 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. Validate the form, using the "button" at the end of the form. If there are errors, go back to step 1.
3. Use the Pay/Submit button at the bottom of the Validation Screen. This will allow you to choose from 3 different payment

- 1. methods: credit card, automated deposit account, or electronic funds transfer. After accessing the proper screen for payment, and making the appropriate entries, you will receive a confirmation screen if your transmission is successful. Or, use the "Download Portable Data" Button to save your work for submission at a later time.
- 4. You will receive an e-mail acknowledgement of your submission.

NOTE:

1. Although filing a Statement of Use (SOU) is not required at the time of filing of this petition, it is recommended that you do so if the applicant has, in fact, already begun use of the mark in commerce. To access the electronic SOU form, click here. However, please note that you cannot file an electronic petition, and then immediately thereafter file an electronic SOU. You must wait until the petition has been acted upon; otherwise, the file will not be in the proper "status" for filing the SOU, and an "edit" will block your attempt.
2. You must pay the fees for all extension requests that came due after the NOA issued. Extension Requests are due every six (6) months from the mailing date of the Notice of Allowance until the SOU is filed.
3. You must continue to file Extension Requests every six-months (calculated from the mailing date of the NOA), until you file an SOU.
4. Second and subsequent Extension Requests must include a statement of the applicant's ongoing efforts to make use of the mark in commerce on or in connection with each of the goods/services that the extension request covers; or, a statement that the applicant believes that it has made valid use of the mark in commerce, and is in the process of preparing (or is concurrently filing) an SOU, but that if the USPTO finds the SOU to be fatally defective, the applicant will need additional time to file a new SOU.

Serial Number:

Mark:

Law Office Assigned:

Mailing Date of Notice of Abandonment:

Petition Information

Applicant Received Notice of Allowance: Yes

Owner Information

Check here to modify the current applicant information. If not checked, the changes will be ignored.

Note: If this change relates to a change in the correspondence address or e-mail, please use the Change of Correspondence Address Form.

WARNING: The entity or person whose name appears immediately above may not, in fact, be the current owner of the application, even though the name has been automatically displayed. You must ensure the current owner data is correct **on this specific form** prior to transmission. It is NOT sufficient that you may have previously notified the USPTO of an ownership change by submitting an assignment recordal request, even if the current owner data is now correct in the USPTO's separate assignment database. **If the correct name does not appear in the box above, before filing you must:**

- (1) check the box above (top) that appears to the left of the words "Check here to modify the current applicant information."
- (2) delete the name that appears immediately above; and

(3) type in the name of the **current** owner of the application.

***Street 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.

Internal Address

***City**

***State**

(Required for U.S. applicants only)

***Country or U.S. Territory**

***Zip/Postal Code**
(Required for U.S. applicants only)

Phone Number

Fax Number

If not listed above, please select "OTHER" and specify here:

Country or U.S. Territory

While you may list an e-mail address for the registrant, registrant's attorney, and/or registrant's domestic representative, **only one** e-mail address may be used for correspondence, in accordance with Office policy. You must keep this address current in the Office's records.

Internet E-mail

Check here to authorize the USPTO to communicate with the registrant or its representative via e-mail.
NOTE: By checking this box, you acknowledge sole responsibility for receipt of USPTO documents sent via e-mail. You should periodically check the status of your filing through the Trademark Applications and Registrations Retrieval (TARR) database, to see if the Post Registration Division has e-mailed an Office Action. If an action has been sent to the provided e-mail address, the USPTO is not responsible for any e-mail not received due to e-mail security or anti-spam software, or any other problems with your e-mail system.

Notice of Allowance Information

Notice of Allowance Mailing Date: 00/00/0000

Attorney Information

Note: If (1) the applicant has not previously appointed an attorney to prosecute this application (*i.e.*, the applicant was acting *pro se*), or (2) multiple attorneys from your firm had been appointed previously, and you are now to become the new "primary" attorney rather than simply being one of the "other appointed attorneys," you may complete the fields below, and the USPTO will presume that you are the applicant's attorney. This filing will electronically update the "Attorney of Record" data in the USPTO's, and no separate filing of an Appointment of Attorney signed by the applicant is necessary. But if you are a new, never-listed attorney, you may re-enter the proper information below

only if a formal Revocation and/or Appointment of attorney signed by the applicant has been filed. Do not attempt to change the attorney of record absent the required filing of the revocation and/or appointment. To change the correspondence address or e-mail, please use the Change of Correspondence Address Form.

* Correspondent Attorney Name

(must re-enter to retain original information)

Firm Name

Individual Attorney Docket/Reference Number

Other Appointed Attorney(s)

* Street 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.

Internal Address

* City

* State

(Required for U.S. applicants only)

If not listed above, please select "OTHER" and specify here:

* Country or U.S. Territories

* Zip/Postal Code

(Required for U.S. applicants only)

Phone Number

Fax Number

Internet

E-mail Address

Check here to authorize the USPTO to communicate with the registrant or its representative via e-mail.
NOTE: While you may list an e-mail address for the registrant, registrant's attorney, and/or registrant's domestic representative, only one e-mail address may be used for correspondence, in accordance with Office policy. You must keep this address current in the Office's records. NOTE: By checking this box, you acknowledge sole responsibility for receipt of USPTO documents sent via e-mail. You should periodically check the status of your filing through the Trademark Applications and Registrations Retrieval (TARR) database, to see if the Post Registration Division has e-mailed an Office Action. If an action has been sent to the provided e-mail address, the USPTO is not responsible for any e-mail not received due to e-mail security or anti-spam software, or any other problems with your e-mail system.

Goods and/or Services Information

WARNING: If you recently added or deleted a class(es) of goods and/or services, and the correct class(es) are not displayed below, do not use this form. You must wait until

the changed data uploads into the USPTO databases, so that the display is correct before proceeding.

Enter information for the Class

* International Class: 000

Current listing of goods/services:

[Empty text box with scroll bar]

- The applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all of the goods and/or services listed in the Notice of Allowance or as subsequently modified.
- The applicant does **not** have a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with **any** of the goods and/or services listed in the Notice of Allowance or as subsequently modified *for this specific class*. This **entire class** is to be deleted from the application.
- The applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all of the goods and/or services listed in the Notice of Allowance or as subsequently modified, except the goods and/or services listed below.

The applicant or the applicant's related company or licensee does **NOT** have a continued bona fide intention to use the mark in commerce on or in connection with all goods and/or services listed in the Notice of Allowance or as subsequently modified. List in the following space all goods and/or services in the Notice of Allowance or as subsequently modified for which the applicant or the applicant's related company or licensee does **NOT** have a continued bona fide intention to use the mark in commerce and which must be deleted.

LEAVE THIS SPACE BLANK IF THE APPLICANT IS USING THE MARK ON OR IN CONNECTION WITH ALL THE GOODS AND/OR SERVICES IN THE APPLICATION OR NOTICE OF ALLOWANCE.

[Empty text box with scroll bar]

IN THE FOLLOWING SPACE, PROPOSE HOW THE COMPLETE "FINAL" LISTING SHOULD READ ONCE THE SPECIFIC GOOD(S) OR SERVICE(S) IDENTIFIED ABOVE IS DELETED. DO NOT ATTEMPT TO "MODIFY" ANY OTHER WORDING, SINCE ONLY ACTUAL DELETION IS PERMISSIBLE.

[Empty text box with scroll bar]

Extension Request Periods

Extension Request(s) Due: FIRST

Fee Information

Petition to Revive Filing Fee: \$100

Extension of Use filing fee per Class: \$150

Note: The total fee is computed based on the Petition fee (\$100), plus the Extension Fee (\$150) multiplied by the Number of Classes in which the goods and/or services associated with the mark are classified multiplied by the number of extension periods included in the petition.

Number of Classes

[Text box containing the number 1]

Number of Extension Periods included in Petition

1

Total Amount (\$100 + (\$150 * Number of Classes * Number of Extension Periods)) \$ 250

In submitting this petition, the signatory below confirms that he/she

- has firsthand knowledge that the failure to file an SOU or Extension Request by the specified deadline was unintentional;
- requests the USPTO to revive the abandoned application.

NOTE: No petition will be granted that results in an SOU being filed more than 36 months from the issuance date of the Notice of Allowance.

NOTE: Three payment options (credit card, automated deposit account, and Electronic Funds Transfer) will appear after clicking on the PAY/SUBMIT button, which is available on the bottom of the Validation Page after completing and validating this form.

Electronic Signature

The petition will not be "signed" in the sense of a traditional paper document. To verify the contents of the above, the signatory must enter any alpha/numeric character(s) or combination thereof of his or her choosing, preceded and followed by the forward slash (/) symbol. The USPTO does not determine or pre-approve what the entry should be, but simply presumes that this specific entry has been adopted to serve the function of the signature. Most signatories simply enter their names between the two forward slashes, although acceptable "signatures" could include /john doe/; /jd/; or /123-4567/.

DECLARATION

The undersigned being hereby 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 document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

* Signature

[Signature box]

* Date Signed

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

* Signatory's Name

[Signatory's Name box]

* Signatory's Position

[Signatory's Position box]

NOTE: Enter the appropriate title, or the relationship to the applicant(e.g., "Employee"). If an individual, enter "Owner." If an attorney, enter "Attorney of record."

Click on the desired action:

The "Validate Form" function allows you to run an automated check to ensure that all mandatory fields have been completed. You will receive an "error" message if you have not filled in one of the five (5) fields that are considered "minimum filing requirements" under the Trademark Law Treaty Implementation Act of 1998. For other fields that the USPTO believes are important, but not mandatory, you will receive a "warning" message if the field is left blank. This warning is a courtesy, if non-completion was merely an oversight. If you so choose, you may by-pass that "warning" message and validate the form (however, you cannot by-pass an "error" message).

Note: To either print the completed application, in whole or in part, download and save the validated application, or electronically submit the application to the USPTO, click on the Validate Form button.

[Validate Form](#)

[Go Back](#)

[Privacy Policy Statement](#)

The information collected on this form allows an applicant to request revival of an application abandoned for failure to file a timely Statement of Use or Extension Request. Responses to the request for information are required to obtain the benefit of a registration on the Principal or Supplemental register. 15 U.S.C. §1051(d)(4) and 37 C.F.R. Part 2, 2.66. All information collected will be made public. Gathering and providing the information will require an estimated 5 minutes. Please direct comments on the time needed to complete this form, and/or suggestions for reducing this burden to the Chief Information Officer, P.O. Box 1450, Alexandria, VA 22313. Please note that the USPTO may not conduct or sponsor a collection of information using a form that does not display a valid OMB control number.

[Help Desk](#) | [Bug Report](#) | [Feedback](#) | [TEAS Home](#) | [Trademark Home](#) | [USPTO](#)

Tue Jan 08 15:02:19 EST 2008