



United States Patent and Trademark Office

Trademark Electronic Application System



PTO Form 1553 (Rev 9/2005)

OMB No. 0651-0054 (Exp. 09/30/2011 )

## Trademark/Service Mark Allegation of Use (Statement of Use/Amendment to Allege Use)

(15 U.S.C. §1051(c) or (d))

TEAS - Version 4.8 : 01/22/2011

You may file an Allegation of Use ONLY *before* the application to register the mark has been approved for publication OR *after* a Notice of Allowance for the application has been issued.

**NOTE:** To delete a Section 1(b) filing basis entirely from an application, or as a basis for an entire class, you must use the specific [Request To Delete Section 1\(B\) Basis, Intent To Use](#) form.

**WARNING:** Unlike with an Amendment to Allege Use filed before an application has been approved for publication, the applicant may not withdraw a Statement of Use (SOU) filed after a Notice of Allowance has been issued if the SOU fails to meet the statutory requirements. 37 C.F.R. §2.88(g); [TMEP §1109.17](#). However, the applicant may file one "insurance" extension request with the SOU, or afterwards, in the limited situation where time remains in the existing six-month period in which the SOU was filed. This would provide additional time to comply with the statutory requirements for filing the SOU. 37 C.F.R. §2.89(e)(1). See [TMEP §§1108.03](#) and [1109.16\(c\)](#).

**NOTE:** You must complete any field preceded by the symbol "\*".

**WARNING:** This form has a session time limit of 60 minutes. Your "session" began as soon as you accessed this initial Form Wizard page. If you exceed the 60-minute time limit, the form will not validate and you must begin the entire process again; you can, however, [extend the time limit](#). You should always try to have all information required to complete the form prior to starting any session.

\*[Serial Number](#):

*(required only if completing the Trademark/Service Mark Allegation of Use form; otherwise, access saved form, below)*

OR

Access **previously-saved data** using the "Browse/Choose File" button below to access the file from your local drive. NOTE: For specific instructions, please click [here](#).

**FAILURE TO FOLLOW THESE INSTRUCTIONS WILL RESULT IN THE DISPLAY OF YOUR DATA IN AN XML FORMAT THAT CANNOT BE EDITED.**

NOTE: Do NOT attempt to 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*.

If appropriate to file at this time, please answer all of the questions below to create an Allegation of Use form showing only sections relevant to you. Then press the NEXT button. For more information regarding any of the following questions or topics, either go to [HELP](#) or click on the underlined word.

**Is the applicant filing a Request to Divide as part of this Allegation of Use?**

Yes  No

[Burden/Privacy Policy](#)

The information collected on this form allows the applicant to demonstrate that it has commenced use of the mark in commerce. With respect to applications filed on the basis of an intent to use the mark, 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 et seq. and 37 CFR Part 2, 2.76, 2.86 and 2.88. All information collected will be made public. Gathering and providing the information will require an estimated 11 minutes. Please direct comments on the time needed to complete this form, and/or suggestions for reducing this burden to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. 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.

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(15 U.S.C. §1051(c))  
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Each field name links to the relevant section of the "[HELP](#)" instructions that will appear on clicking. Fields containing the symbol "\*" **must** be completed; all other relevant fields should be completed if the information is known.

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

*i*

**Contact Points:**

For **general** trademark information, please e-mail [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov), or telephone 1-800-786-9199. If you need help in resolving **technical** glitches, please e-mail [teas@uspto.gov](mailto:teas@uspto.gov). Please include your telephone number in your e-mail, so we can talk to you directly, if necessary. For **status** information on an application that has an assigned serial number, 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 the Allegation of Use electronically, please complete the following steps:

**Step 1.** Fill out all mandatory fields.

**Step 2.** Validate the form, using the **Validate** button at the end of the form. If there are errors, go back to step 1.

**Step 3.** If validation of all mandatory fields is successful, you will be navigated to a confirmation screen.

<b>Serial Number</b>	
<b>Mark</b>	
<b>Currently Authorized Correspondence E-mail Address</b>	

**NOTE:** If the e-mail address listed above is either no longer correct for receiving USPTO correspondence or contains a typographical error, please go to the [Correspondence Address form](#) to update or correct the e-mail address **AND** reauthorize the USPTO to communicate with you by e-mail. It is critical that you maintain a current e-mail address with the USPTO. For any technical issues with this process, please contact [TEAS@uspto.gov](mailto:TEAS@uspto.gov).

**WARNING:** For an application filed under TEAS Plus, the failure to maintain a correct e-mail address for ongoing e-mail communication will result in the loss of TEAS Plus status and a requirement to pay \$50 per class.

Extension Of Time
<input type="checkbox"/> Check here if you are <b>separately</b> filing an <a href="#">Extension Of Time</a> Form in addition to this Allegation of Use.

1. Is a [newly appearing attorney](#) filing this form?

**NOTE:** Do NOT attempt to appoint a new attorney within this form. If an attorney of record exists, you must use the [revocation/appointment](#) form for that specific purpose.

Yes  No

**2. Do you need to change [correspondence address](#)?**

Yes  No

**3. 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

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### 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](#).

\*Name

**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.

Internal Address

<p><b>*Street Address</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div> <p><b>NOTE:</b> You must limit your entry here, and for all remaining fields within this overall section (except City, see <i>below</i>), to no more than 40 characters (the storage limit for the USPTO database). You may need to abbreviate some words, <i>e.g.</i>, St. instead of Street. Failure to do so may result in an undeliverable address, due to truncation at the 40 character limit.</p>
<p><b>*City</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div> <p><b>NOTE:</b> You must limit your entry here to no more than 22 characters.</p>
<p><b>* State (Required for U.S. applicants only)</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div> <p><b>NOTE:</b> You must include as part of the "city" entry any information related to geographical regions (<i>e.g.</i>, provinces) not found in the dropdown lists for "States" or "Countries." Enter the city and then the geographical region, separated by a comma (<i>e.g.</i>, Toronto, Ontario). In most instances, you will then also have to select the country within which the region is found, below.</p>
<p><b>*Country or U.S. Territory</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div>
<p><b>* Zip/Postal Code (Required for U.S. applicants only)</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div>
<p><b>Phone Number</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div>
<p><b>Fax Number</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div>
<p><b>Internet E-mail</b></p>	<div style="border: 1px solid black; height: 25px; width: 100%;"></div> <p>While you may list an e-mail address for the registrant, registrant's attorney, and/or registrant's domestic representative, <b>only</b> one e-mail address may be used for correspondence, in accordance with <a href="#">Office policy</a>. You must keep this address current in the Office's records.</p> <p><input type="checkbox"/> Check here to <a href="#">authorize</a> the USPTO to communicate with the registrant or its representative via e-mail.</p> <p><b>NOTE:</b> 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 <a href="#">Trademark Applications and Registrations Retrieval (TARR)</a> 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.</p>

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**Miscellaneous Information**

**To attach your image, please note that:**

- \*JPG/PDF image file(s) showing specimen(s) must be on your local drive.
- \*The image size cannot exceed 5 megabytes per attachment.

[Click here to Attach/Remove Miscellaneous](#)

0 image(s) attached

**Miscellaneous Statement:** Enter information for which no other section of the form is appropriate.

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## Trademark/Service Mark Allegation of Use

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### 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.

**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 intention to use the mark with all goods and/or services included in an application, or the lack of use on all goods and/or services for which you claim use, could jeopardize the validity of the registration and result in its cancellation.

#### Enter information for the 1st Class

\*[International Class](#): 009

Current listing of goods/services:

The mark is in use in commerce on or in connection with [all of the goods and/or services listed in either the application or Notice of Allowance](#) or as subsequently modified for this specific class.

This **allegation of use** does **not** cover this specific class. This **entire class** is either to be permanently **deleted** from the application OR **processed according to a Request to Divide**.

**Deleted/Divided Goods or Services:** This **allegation of use** does **NOT** cover the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class; these goods or services are either being **permanently deleted** or **included in a Request to Divide**:

LEAVE THIS SPACE BLANK IF THE FILING COVERS ALL THE GOODS/SERVICES IN THE APPLICATION OR NOTICE OF ALLOWANCE FOR THIS SPECIFIC CLASS. ONLY ENTER THE GOODS/SERVICES TO BE DELETED OR THAT ARE INCLUDED IN A REQUEST TO DIVIDE.

**The  
1st  
Class**

**Remaining Goods or Services:** The mark is in use in commerce on or in connection with the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class:

ENTER HOW THE **COMPLETE** "FINAL" LISTING SHOULD READ THAT WILL IDENTIFY THE GOODS/SERVICES IN USE IN COMMERCE FOR THIS SPECIFIC APPLICATION (*I.E., REMOVE* THOSE GOODS OR SERVICES IDENTIFIED IN THE PRECEDING BOX). DO NOT ATTEMPT TO ADD OR MODIFY ANY OTHER WORDING, SINCE SUCH CHANGES ARE NOT ALLOWED.

#### Use Information

**NOTE: If deleting an entire class, you can by-pass any fields listed therein as being "mandatory."**

#### \*Specimen Image File

**NOTE:** For an **instructional video** on what is an appropriate specimen for a good or service, click [here](#). (To view video, you must have Windows Media Player installed. For information about downloading Windows Media Player, click [here](#).)

#### **To attach your image, please note that:**

- \*JPG/PDF image file(s) showing specimen(s) must be on your local drive.
- \*The image size cannot exceed 5 megabytes per attachment.

Click here to Attach Specimen(s)

0 image(s) attached

\*Describe what the specimen submitted consists of:

\*[Date of First Use of Mark Anywhere](#) at least as early as:

(MM/DD/YYYY)

\*[Date of First Use of Mark in Commerce](#) at least as early as:

(MM/DD/YYYY)

**Enter information for the 2nd Class**

\*[International Class](#): **010**

**Current listing of goods/services:**

The mark is in use in commerce on or in connection with [all of the goods and/or services listed in either the application or Notice of Allowance](#) or as subsequently modified for this specific class.

This **allegation of use** does **not** cover this specific class. This **entire class** is either to be permanently **deleted** from the application OR **processed according to a Request to Divide**.

**Deleted/Divided Goods or Services:** This **allegation of use** does **NOT** cover the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class; these goods or services are either being **permanently deleted** or **included in a Request to Divide**:

LEAVE THIS SPACE BLANK IF THE FILING COVERS ALL THE GOODS/SERVICES IN THE APPLICATION OR NOTICE OF ALLOWANCE FOR THIS SPECIFIC CLASS. ONLY ENTER THE GOODS/SERVICES TO BE DELETED OR THAT ARE INCLUDED IN A REQUEST TO DIVIDE.

**The  
2nd  
Class**

**Remaining Goods or Services:** The mark is in use in commerce on or in connection with the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class:

ENTER HOW THE **COMPLETE** "FINAL" LISTING SHOULD READ THAT WILL IDENTIFY THE GOODS/SERVICES IN USE IN COMMERCE FOR THIS SPECIFIC APPLICATION (*I.E., REMOVE* THOSE GOODS OR SERVICES IDENTIFIED IN THE PRECEDING BOX). DO NOT ATTEMPT TO ADD OR MODIFY ANY OTHER WORDING, SINCE SUCH CHANGES ARE NOT ALLOWED.

### Use Information

**NOTE: If deleting an entire class, you can by-pass any fields listed therein as being "mandatory."**

#### \*Specimen Image File

**NOTE:** For an **instructional video** on what is an appropriate specimen for a good or service, click [here](#). (To view video, you must have Windows Media Player installed. For information about downloading Windows Media Player, click [here](#).)

**To attach your image, please note that:**

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- \*The image size cannot exceed 5 megabytes per attachment.

Click here to Attach Specimen(s)

0 image(s) attached

#### \*Describe what the specimen submitted consists of:

\*Date of First Use of Mark Anywhere at least as early as:

(MM/DD/  
YYYY)

\*Date of First Use of Mark in Commerce at least as early  
as:

(MM/DD/  
YYYY)

**Enter information for the 3rd Class**

\*International Class: 042

**Current listing of goods/services:**

The mark is in use in commerce on or in connection with all of the goods and/or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class.

This **allegation of use** does **not** cover this specific class. This **entire class** is either to be permanently **deleted** from the application OR **processed according to a Request to Divide**.

**Deleted/Divided Goods or Services:** This **allegation of use** does **NOT** cover the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class; these goods or services are either being **permanently deleted** or **included in a Request to Divide**:

LEAVE THIS SPACE BLANK IF THE FILING COVERS ALL THE GOODS/SERVICES IN THE APPLICATION OR NOTICE OF ALLOWANCE FOR THIS SPECIFIC CLASS. ONLY ENTER THE GOODS/SERVICES TO BE DELETED OR THAT ARE INCLUDED IN A REQUEST TO DIVIDE.

**The  
3rd  
Class**

**Remaining Goods or Services:** The mark is in use in commerce on or in connection with the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class:

ENTER HOW THE **COMPLETE** "FINAL" LISTING SHOULD READ THAT WILL IDENTIFY THE GOODS/SERVICES IN USE IN COMMERCE FOR THIS SPECIFIC APPLICATION (*I.E., REMOVE* THOSE GOODS OR SERVICES IDENTIFIED IN THE PRECEDING BOX). DO NOT ATTEMPT TO ADD OR MODIFY ANY OTHER WORDING, SINCE SUCH CHANGES ARE NOT ALLOWED.

**Use Information**

**NOTE: If deleting an entire class, you can by-pass any fields listed therein as being "mandatory."**

**\*[Specimen Image File](#)**

**NOTE:** For an **instructional video** on what is an appropriate specimen for a good or service, click [here](#). (To view video, you must have Windows Media Player installed. For information about downloading Windows Media Player, click [here](#).)

**To attach your image, please note that:**

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- \*The image size cannot exceed 5 megabytes per attachment.

[Click here to Attach Specimen\(s\)](#)

0 image(s) attached

**\*[Describe what the specimen submitted consists of:](#)**

**\*[Date of First Use of Mark Anywhere](#) at least as early as:**

(MM/DD/YYYY)

**\*[Date of First Use of Mark in Commerce](#) at least as early as:**

(MM/DD/YYYY)

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### FEE INFORMATION

**Allegation of Use Filing Fee per Class = \$100**

**Note:** The total fee is computed based on the Number of Classes in which the goods and/or services associated with the mark are classified.

**Number of Classes: 3**

**Amount for Allegation of Use(Number of Classes x \$100): \$300**

**Amount**

**TOTAL AMOUNT = \$**

**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.

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**Allegation of Use Signature Information**Click to choose ONE [signature method](#): [Sign directly](#)  [E-mail Text Form to second party for signature](#)  [Handwritten pen-and-ink signature](#)**Electronic Signature**

The application will not be "signed" in the sense of a traditional paper document. To verify the contents of the application, 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/. The application may still be validated to check for missing information or errors even if the **signature** and **date signed** fields are left blank; however, you must specifically click the button for "Submit application unsigned," *above*.

**DECLARATION**

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; and that 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](#)**

**NOTE:** Only one signature is required, regardless of the number of applicants. The person signing for each section may be different, depending on who has the required knowledge to sign.

**\* [Date Signed](#)**

(MM/DD/YYYY)

**\* [Signatory's Name](#)****\* [Signatory's Position](#)**

**NOTE:** Enter the appropriate title or the relationship to the applicant - if an individual, enter "Owner;" if an attorney, enter "Attorney of record, [specify at least one state] bar member;" if an authorized signatory of a business entity enter, e.g., "President," "Vice President," "General Partner" (if a partnership), or "Principal" (if a limited liability company).





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## Trademark/Service Mark Allegation of Use (Amendment to Allege Use) (15 U.S.C.§1051(c)) Validation Page



**On** **You completed all mandatory fields (but we have not yet determined whether the information is correct). Please continue below either to print the Allegation of Use, download and save it, or electronically pay the filing fee and submit the validated Allegation of Use to the USPTO for filing.**

■ **STEP 1:** To review the Allegation of Use data in various formats, click on the appropriate phrase (s) below. Use the print function within your browser to print these pages for your own records.

Application Data			
■ <a href="#">Input</a>	■ <a href="#">Specimen(s)</a>	■ <a href="#">XML File</a>	■ <a href="#">Text Form</a>

■ **STEP 2:** If any of the information is incorrect, click on the Go Back to Modify button at the bottom of this page to return to the Allegation of Use form and make changes.

■ **STEP 3:** If there are no errors and you are ready to file electronically, confirm the e-mail address for acknowledgment. Once you submit electronically, we will send an electronic acknowledgment of receipt to the e-mail address entered below. If no e-mail address appears, you must enter one. If we should send the acknowledgment to a different e-mail address, or to an additional address(es), please enter the proper address or additional address(es). For **multiple addresses/receipts**, please separate e-mail addresses by either a **semicolon** or a **comma**.

*NOTE:* This e-mail address is only for the purpose of receiving the acknowledgment that the transmission reached the USPTO, and is not related to the e-mail that will be used for correspondence purposes (although it could be the same address). The official e-mail address that the USPTO will use for any communication is whatever appears in the record for that purpose. If necessary, use the Change of Correspondence address form to update an e-mail address, as it will NOT be changed based on the specific entry below.

<b>* E-mail for acknowledgment</b>	<input type="text"/>
To ensure we can deliver your e-mail confirmation successfully, please re-enter your <b>e-mail address(es)</b> here:	
<b>* E-mail for acknowledgment</b>	<input type="text"/>

■ **STEP 4:** Read and check the following:

### Important Notice:

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