

# Note To The File

Serial Number: 90709071  
Date: 11/01/2022 8:13 am  
Created by: Heather Sales

CANNATRON

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## Changed

- Issued Examiner's Amendment and Entered Changes

## Discussed file with Attorney/Applicant

- via E-Mail

**From:** Biache, Aubrey <ABiache@honigman.com>  
**Sent:** Monday, October 31, 2022 4:42 PM  
**To:** Sales, Heather <Heather.Sales@USPTO.GOV>  
**Cc:** Kramer, Anessa Owen <AKramer@honigman.com>; Honigman Trademark <Trademark@honigman.com>  
**Subject:** RE: United States Trademark Application Serial No. 90709071 CANNATRON

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Dear Ms. Sales,

I am a trademark attorney working with Ms. Kramer. I apologize for the delay. Our client would like to amend the identification of services to the following, in order to be consistent with other applications:

Class 35: On-line wholesale and retail store services featuring smokers' articles; Distributorship services featuring smokers' articles; **any CBD and hemp in the goods being featured or provided in the aforementioned services being solely derived from hemp with a delta-9 tetrahydrocannabinol (THC) concentration of not more than 0.3 percent on a dry weight basis, and any goods for use with CBD and hemp being for use with CBD and hemp solely derived from hemp with a delta-9 THC concentration of not more than 0.3 percent on a dry weight basis**

Please let us know if this amendment is unacceptable. Otherwise, we look forward to receiving the Examiner's Amendment.

Regards,

Aubrey Biache

Aubrey Biache

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**HONIGMAN LLP**

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**From:** Sales, Heather

**Sent:** Wednesday, October 26, 2022 9:35 AM

**To:** [trademark@honigman.com](mailto:trademark@honigman.com)

**Cc:** [akramer@honigman.com](mailto:akramer@honigman.com)

**Subject:** United States Trademark Application Serial No. 90709071 CANNATRON

**United States Trademark Application Serial No. 90709071 CANNATRON**

Dear Ms. Kramer:

I have reviewed your client's trademark application noted above and found no conflicting marks. However, the application will be refused under the Controlled Substances Act and Food, Drug, and Cosmetic Act. Based upon the wording in the mark and applicant's website, the identification must be amended as follows (or similar) in order to obviate the refusals.

Please advise if your client is amenable to the following:

Class 035: On-line wholesale and retail store services featuring smokers' articles; Distributorship services featuring smokers' articles; **all the foregoing articles containing cannabis ingredients solely derived from hemp with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis or for exclusive use with hemp with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis, and excluding ingestible, medicated, and therapeutic articles**

Upon authorization, I can note the changes via Examiner's Amendment. Please advise how you wish to proceed.

Regards,

Heather A. Sales

Trademark Examining Attorney  
U.S. Patent and Trademark Office  
Law Office 130/TM Innovation Lab  
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*Please note that all relevant e-mail communications will be placed in the official application record.*