

**Trademark/Service Mark Application, Principal Register  
Handwritten Signature**

**To the Commissioner for Trademarks:**

**MARK:** WEIGHT MANAGEMENT A DIETETIC PRACTICE GROUP OF THE ACADEMY OF NUTRITION AND DIETETICS EAT RIGHT. (Standard Characters, see below.)

**WEIGHT MANAGEMENT A  
DIETETIC PRACTICE GROUP OF  
THE ACADEMY OF NUTRITION  
AND DIETETICS EAT RIGHT.**

The literal element of the mark consists of WEIGHT MANAGEMENT A DIETETIC PRACTICE GROUP OF THE ACADEMY OF NUTRITION AND DIETETICS EAT RIGHT.. The mark consists of standard characters, without claim to any particular font style, size, or color.

The applicant, Academy of Nutrition and Dietetics, a non-profit corporation legally organized under the laws of Illinois, having an address of

120 South Riverside Plaza, Suite 2190  
Chicago, Illinois 60606  
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

**International Class 041:** educational services, nutritional guidance, webinars, training, books, newsletters and educational symposiums in the field of nutrition and dietetics

In International Class 041, the mark was first used by the applicant or the applicant's related company or licensee or predecessor in interest at least as early as 06/01/2012, and first used in commerce at least as early as 06/01/2012, and is now in use in such commerce. The applicant is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, consisting of a(n) Symposium brochures.

Specimen-1 [SPE0-388848194-20190919175215114611\_\_298331\_\_298332\_WEIGHT\_MGMT.\_spec.pdf]

Specimen-2 [SPE0-388848194-20190919175215114611\_\_298331\_\_298332\_WEIGHT\_MGMT.\_spec\_2.pdf]

The applicant hereby appoints Melissa A. Vallone. Melissa A. Vallone of Barnes & Thornburg LLP, is a member of the Illinois bar, admitted to the bar in 1996, bar membership no. 6238283, is located at

P.O. Box 2786  
Chicago, Illinois 60690-2786  
United States  
312-357-1313(phone)  
312-759-5646(fax)  
MVALLONE@BTLAW.COM (authorized).

Melissa A. Vallone submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Melissa A. Vallone  
Barnes & Thornburg LLP  
P.O. Box 2786  
Chicago, Illinois 60690-2786  
312-357-1313(phone)  
312-759-5646(fax)  
MVALLONE@BTLAW.COM; trademarks-CH@btlaw.com (authorized).

**Email Authorization:** I authorize the USPTO to send email correspondence concerning the application to the applicant, the applicant's attorney, or the applicant's domestic representative at the email address provided in this application. I understand that a valid email address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in the loss of TEAS Reduced Fee status and a requirement to submit an additional processing fee of \$125 per international class of goods/services.

A fee payment in the amount of \$275 will be submitted with the application, representing payment for 1 class(es).

## Declaration

Read the following statements before signing. Acknowledge the statements by signing below.

- **Basis:**

- **If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):**

- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
    - The mark is in use in commerce on or in connection with the goods/services in the application;
    - The specimen(s) shows the mark as used on or in connection with the goods/services in the application; and
    - To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

- **And/Or**

- **If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):**

- The signatory believes that the applicant is entitled to use the mark in commerce;
    - The applicant has a bona fide intention to use the mark in commerce on or in connection with the goods/services in the application; and
    - To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.
- To the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive.
- 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 the application or submission or any registration resulting therefrom, 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.

### Signature Section:

**NOTE:** The same person may sign the declaration on behalf of the other joint applicant(s), by merely making identical entries. The USPTO will presume that the one person who has signed was, in fact, authorized to sign on behalf of the other person(s).

Signature: \_\_\_\_\_

Signatory's Name: Paul Mifsud

Signatory's Position: Chief Financial Officer

Signatory's Phone Number: 312-899-4730

Date Signed: 9/27/15

**NOTE TO APPLICANT:** When filed as part of the electronic form (i.e., scanned and attached as an image file), the signature page **must** include both the signature information **and** the declaration language. Do **not** include the entire application, but do ensure that the declaration language actually appears; *a signature by itself*

*will not be acceptable.* If, due to browser limitations, the declaration language appears on a previous page when printed, you must "merge" the declaration and signature block onto a single page prior to signing, so that the *one complete page* can be scanned to create an acceptable image file. It is recommended that you copy-and-paste the entire text form into another document, manipulate the spacing there to move the declaration and signature section to a separate page, and then print this new version of the text form to send to the signatory.

## IMPORTANT INFORMATION FOR APPLICANT:

### No filing fee refunds

Once your application is submitted, the USPTO we will not cancel the filing or refund your fee. The fee is a processing fee, which the USPTO does not refund even if a registration is not issued after substantive review of the application. This is true regardless of how soon after submission you might attempt to request cancellation of the filing.

### All information submitted made public

All information submitted 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. Please be aware that **YOU HAVE NO RIGHT TO CONFIDENTIALITY** in the information disclosed. The public will be able to view the information in the USPTO's on-line databases and through internet search engines and other on-line databases and may use this information to contact you directly. This information will remain public even if the application is later abandoned or any resulting registration is surrendered, cancelled, or expired. 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 on-line database and in copies of the application or registration record.

### Review of application

Registration is not automatic or guaranteed. A USPTO examining attorney will review your application approximately three months after the filing date for compliance with all legal requirements. This may result in a letter (an "Office action") being issued that will require you to submit a response within a strict time deadline, even if a filing company has filed the original application on your behalf. Failure to submit a timely response will result in the abandonment of your application.

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OMB No. 0651-0009 (Exp 02/28/2021)

Trademark/Service Mark Application, Principal Register

**NOTE:** Data fields with the \* are mandatory. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

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The table below presents the data as entered.

Input Field	Entered
<b>SERIAL NUMBER</b>	N/A
<b>MARK INFORMATION</b>	
*MARK	<u>mark.jpg</u>
STANDARD CHARACTERS	YES
USPTO-GENERATED	YES

**IMAGE**

**LITERAL ELEMENT** WEIGHT MANAGEMENT A DIETETIC PRACTICE GROUP OF THE ACADEMY OF NUTRITION AND DIETETICS EAT RIGHT.

**MARK STATEMENT** The mark consists of standard characters, without claim to any particular font style, size, or color.

**APPLICANT INFORMATION**

**\*OWNER OF MARK** Academy of Nutrition and Dietetics  
**\*STREET** 120 South Riverside Plaza, Suite 2190  
**\*CITY** Chicago  
**\*STATE** Illinois  
**(Required for U.S. applicants)**  
**\*COUNTRY** United States  
**\*ZIP/POSTAL CODE** 60606  
**(Required for U.S. and certain international addresses)**

**LEGAL ENTITY INFORMATION**

**TYPE** non-profit corporation  
**STATE/COUNTRY WHERE LEGALLY ORGANIZED** Illinois

**GOODS AND/OR SERVICES AND BASIS INFORMATION**

**INTERNATIONAL CLASS** 041  
**\*IDENTIFICATION** educational services, nutritional guidance, webinars, training, books, newsletters and educational symposiums in the field of nutrition and dietetics  
**FILING BASIS** SECTION 1(a)  
**FIRST USE ANYWHERE DATE** At least as early as 06/01/2012  
**FIRST USE IN COMMERCE DATE** At least as early as 06/01/2012  
**SPECIMEN FILE NAME(S)** SPE0-388848194-20190919175215114611\_298331\_298332\_WEIGHT\_MGMT\_spec.pdf  
SPE0-388848194-20190919175215114611\_298331\_298332\_WEIGHT\_MGMT\_spec\_2.pdf  
**SPECIMEN DESCRIPTION** Symposium brochures

**ATTORNEY INFORMATION**

**NAME** Melissa A. Vallone  
**ATTORNEY BAR MEMBERSHIP NUMBER** 6238283  
**YEAR OF ADMISSION**

1996

**U.S. STATE/  
COMMONWEALTH/  
TERRITORY** Illinois

**FIRM NAME** Barnes & Thornburg LLP

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**CITY** Chicago

**STATE** Illinois

**COUNTRY** United States

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**EMAIL ADDRESS** MVALONE@BTLAW.COM

**AUTHORIZED TO  
COMMUNICATE VIA  
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**CORRESPONDENCE INFORMATION**

**NAME** Melissa A. Vallone

**FIRM NAME** Barnes & Thornburg LLP

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**CITY** Chicago

**STATE** Illinois

**COUNTRY** United States

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**\*AUTHORIZED TO  
COMMUNICATE VIA  
EMAIL** Yes

**FEE INFORMATION**

**APPLICATION FILING  
OPTION** TEAS RF

**NUMBER OF CLASSES** 1

**APPLICATION FOR  
REGISTRATION PER  
CLASS** 275

**\*TOTAL FEES DUE** 275

**SIGNATURE INFORMATION**

**SIGNATORY'S NAME** Paul Mifsud

**SIGNATORY'S POSITION** Chief Financial Officer

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