

10/18/2019

Trademark/Service Mark Application, Principal Register

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PTO Form 1478 (Rev 09/2008)

OMB No. 0331-0007 (EPA-HQ-000002)

Trademark/Service Mark Application, Principal Register
Handwritten Signature

To the Commissioner for Trademarks:

MARK: SARTOMER (Standard Characters, see below)

SARTOMER

The literal element of the mark consists of SARTOMER. The mark consists of standard characters, without claim to any particular font style, size, or color. The applicant, Arkema France, a corporation of France, having an address of
420 rue d'Estienne d'Orves
Colombes 92700
France

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 001: Chemicals for use in industry being ingredients for nail varnish; Artificial resins; Unprocessed plastics in powder, liquid or paste form, Adhesives used in industry; Plastics in the form of powders; Polymer resins, unprocessed; Synthetic resins, unprocessed; Liquid resins, oligomers and monomers for use as ingredients for nail varnish

Priority based on foreign filing: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services and asserts a claim of priority based on France application number 19 4 558 736, filed 06/11/2019.

INTENT TO PERFECT 44(d) : At this time, the applicant intends to rely on Section 44(e) as a basis for registration and requests that the application be suspended to await the submission of the foreign registration. If ultimately the applicant does not rely on §44(e) as a basis for registration, a valid claim of priority may be retained.

Based on Foreign Registration: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services, and will submit a copy of France registration number 194558736, and/or proof of renewal, registered 06/11/2019 with a renewal date of _____ and an expiration date of _____, and translation thereof, if appropriate.

International Class 003: Non-medicated cosmetics and toiletry preparations; Adhesives for cosmetic purposes; Cosmetics; Nail polish

Priority based on foreign filing: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services and asserts a claim of priority based on France application number 19 4 558 736, filed 06/11/2019.

INTENT TO PERFECT 44(d) : At this time, the applicant intends to rely on Section 44(e) as a basis for registration and requests that the application be suspended to await the submission of the foreign registration. If ultimately the applicant does not rely on §44(e) as a basis for registration, a valid claim of priority may be retained.

Based on Foreign Registration: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services, and will submit a copy of France registration number 194558736, and/or proof of renewal, registered 06/11/2019 with a renewal date of _____ and an expiration date of _____, and translation thereof, if appropriate.

The applicant hereby appoints Tamar Niv Bessinger. Other appointed attorneys are Lawrence E. Apolzon, Andrew N. Fredbeck, Allison Strickland Ricketts, Nancy Sabarra, Karen Lim, Charles T.J. Weigell, Ashford Tucker. Tamar Niv Bessinger of Fross Zelnick Lehrman & Zissu, P.C., is a member of the New York bar, admitted to the bar in 1998, bar membership no. 2897452, and the attorney(s) is located at

151 West 42nd Street, 17th Floor
New York, New York 10036
United States

Bessinger-Docket@fzlz.com (authorized).

The attorney docket/reference number is ATOF 1913227.

Tamar Niv Bessinger 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 hereby appoints Fross Zelnick Lehrman & Zissu, P.C. of Fross Zelnick Lehrman & Zissu, P.C.

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New York New York 10036

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as applicant's representative upon whom notice or process in the proceedings affecting the mark may be served.

The applicant's current Correspondence Information:

Tamar Niv Bessinger

Fross Zelnick Lehrman & Zissu, P.C.

151 West 42nd Street, 17th Floor

New York, New York 10036

Bessinger-Docket@fzlj.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 \$550 will be submitted with the application, representing payment for 2 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: Eugene Samille INCOLLINOSignatory's Position: Trademark Counsel

Signatory's Phone Number: _____

Date Signed: October 25, 2019

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.