

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark: **FOLKLORE** in Classes 9, 14, 16, 26, 41
Serial No: **90/068812**
Applicant: TAS Rights Management, LLC
Filed: July 23, 2020
Attorney's Ref.: 124909-526033

Honorable Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

ALLEGATION OF USE

Applicant requests registration of the above-identified trademark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5th, 1946 (15 U.S.C. 1051 et. seq., as amended). A specimen showing the mark as used in commerce (Classes 9, 14, 16, 26, 41) is submitted with this Statement of Use.

Applicant or Applicant's related company or licensee is using the mark in commerce on or in connection with the following goods and services:

Class 9: Musical sound recordings; Series of musical sound recordings; Audio recordings featuring music and musical entertainment; Downloadable audio recordings featuring music and musical entertainment; Downloadable musical sound recordings; Digital music downloadable from the Internet; Downloadable music files; Digital media, namely, downloadable audio files featuring music and musical entertainment; Digital media, namely, downloadable multi-media files featuring music and musical entertainment; Downloadable multi-media content containing images, graphics, artwork, text, hypertext, and audio featuring music and musical entertainment; Musical video recordings; Series of musical video recordings; Video recordings featuring music and musical entertainment; Video recordings featuring entertainment in the nature of stage performances by a musical artist and entertainer; Downloadable video recordings featuring music and musical entertainment; Downloadable musical video recordings; Digital media, namely, downloadable video files featuring music and musical entertainment; Downloadable ring tones for mobile telephones; Digital publications, namely, books, booklets and book excerpts, in the fields of music and musical entertainment, recorded on computer media; Digital publications, namely, books, booklets and book excerpts, in the fields of performing and visual arts, recorded on computer media; Downloadable publications, namely, downloadable electronic books in the fields of music and musical entertainment; Downloadable electronic books in the fields of performing and visual arts; Electronic downloadable publications, namely, books, booklets and book excerpts, in the fields of music and musical entertainment; Electronic downloadable publications, namely, books, booklets and book excerpts, in the fields of performing and visual arts; Downloadable electronic publications in the nature of songbooks; Downloadable electronic sheet music; Fitted protective covers for mobile telephones; Fitted protective covers for handheld computers, tablet computers, portable computers and portable music players; Stands adapted for mobile telephones, handheld computers, tablet computers, electronic book readers, portable computers, and portable music players; Grips adapted for mobile telephones, handheld computers, tablet computers, electronic book readers, portable computers, and portable music players; Cases for mobile telephones, handheld computers, tablet computers, portable computers, and portable music players

The mark was first used on or in connection with the goods at least as early as July 23, 2020; was first used on or in connection with the goods in commerce at least as early as July 23, 2020; and is currently in use in commerce.

Class 14: Lapel pins; Ornamental lapel pins; Clocks; Watches; Key chains; Key rings

The mark was first used on or in connection with the goods at least as early as July 28, 2020; was first used on or in connection with the goods in commerce at least as early as July 28, 2020; and is currently in use in commerce.

Class 16: Blank journals; Blank writing journals; Notebooks; Notepads; Note paper; Writing paper; Writing paper pads; Stationery; Stationery kits comprised of notebooks; Art prints; Prints; Lithographs; Photographs; Posters; Calendars; Printed publications, namely, articles, books, booklets, book excerpts, brochures, guides, magazines and pamphlets in the fields of music and musical entertainment; Printed publications, namely, articles, books, booklets, book excerpts, brochures, guides, magazines and pamphlets in the fields of performing and visual arts; Song books; Printed sheet music

The mark was first used on or in connection with the goods at least as early as July 24, 2020; was first used on or in connection with the goods in commerce at least as early as July 24, 2020; and is currently in use in commerce.

Class 26: Ornamental novelty buttons; Ornamental novelty pins; Ornamental novelty badges; Ornamental novelty hair bands; Hair pins; Barrettes; Hair clips; Hair bands; Hair bows; Hair elastics; Hair accessories, namely, hair ties; Elastic ribbons

The mark was first used on or in connection with the goods at least as early as July 27, 2020; was first used on or in connection with the goods in commerce at least as early as July 27, 2020; and is currently in use in commerce.

Class 41: Entertainment services in the nature of live musical performances; Live music concerts; Live stage performances in the nature of musical and theatrical productions; Public appearances by a musical artist and entertainer, for entertainment purposes; Interviews with a musical artist and entertainer, for entertainment purposes; Entertainment services, namely, providing information relating to music and musical entertainment; Entertainment services, namely, providing information relating to a musical artist and entertainer; Entertainment services, namely, providing information relating to music and musical entertainment via global communications networks; Entertainment services, namely, providing information relating to a musical artist and entertainer via global communications networks; Fan club services; Providing a website featuring non-downloadable multi-media content in the nature of audio recordings, video recordings, and audio-visual recordings in the fields of music and musical entertainment; Providing a website featuring non-downloadable multi-media content in the nature of audio recordings, video recordings, and audio-visual recordings relating to a musical artist and entertainer; Providing a website featuring news and non-downloadable articles in the fields of music and musical entertainment; Providing a website featuring news and non-downloadable articles relating to a musical artist and entertainer; Online journals in the nature of blogs in the fields of music and musical entertainment; Online journals in the nature of blogs relating to a musical artist and entertainer; Online journals in the nature of blogs on the topics of general human interest; Providing online non-downloadable electronic publications in the nature of articles in the fields of entertainment, music and musical entertainment; Providing online non-downloadable electronic publications in the nature of articles relating to a musical artist and entertainer; Providing online non-downloadable music; Providing online non-downloadable music videos; Providing online non-downloadable videos featuring pre-recorded musical performances; Providing online non-downloadable videos featuring stage performances by a musical artist and entertainer; Providing online non-downloadable videos featuring public appearances by a musical artist and entertainer; Providing online non-downloadable videos featuring interviews with a musical artist and entertainer; Providing online non-downloadable electronic multi-media content featuring pre-recorded musical performances, stage performances, public appearances, interviews, news,

photographs, and other information and multi-media materials relating to music and musical entertainment; Providing online non-downloadable electronic multi-media content featuring pre-recorded musical performances, stage performances, public appearances, interviews, news, photographs, and other information and multi-media materials relating to a musical artist and entertainer; Providing online non-downloadable electronic newsletters in the fields of music and musical entertainment; Providing online electronic non-downloadable newsletters relating to a musical artist and entertainer; Arranging and conducting contests and sweepstakes; Arranging and conducting contests and sweepstakes services provided via global communications networks

The mark was first used on or in connection with the services at least as early as July 24, 2020; was first used on or in connection with the services in commerce at least as early as July 24, 2020; and is currently in use in commerce.

The goods and services identified below are to be deleted from the application:

Class 9: downloadable computer application software for mobile electronic devices, namely, software for use in accessing information about a musical artist and entertainer; downloadable computer application software for mobile electronic devices, namely, software for use in downloading and streaming audio and video recordings featuring music and musical entertainment; downloadable computer application software for mobile electronic devices, namely, software for use in downloading and streaming audio and video recordings featuring entertainment in the nature of stage performances by a musical artist and entertainer; downloadable computer software for use in downloading, uploading, viewing and streaming multimedia content containing images, graphics, photographs, artwork, text, hypertext, audio and video; downloadable computer software for use in uploading, downloading, accessing, posting, displaying, tagging, blogging, streaming, linking, sharing or otherwise providing electronic media or information via computer, wireless, and global communication networks; downloadable computer software for use in collecting, editing, organizing, modifying, transmitting, storing and sharing of data and information; downloadable computer software for voice, data and image transmission; downloadable computer software for sharing information on social media; downloadable computer software for use in social networking; downloadable game software; downloadable computer game software; downloadable electronic game software; downloadable interactive game software; downloadable interactive video game software; downloadable electronic game software for wireless devices; Downloadable electronic game software for use on mobile telephones; Downloadable electronic game software for use on handheld computers, tablet computers, portable computers and portable music players; Downloadable electronic game programs; downloadable interactive game programs; downloadable interactive multimedia computer game programs; downloadable interactive video game programs; downloadable computer graphics software; Downloadable computer graphics; Downloadable graphics for mobile telephones; Downloadable graphics for handheld computers, tablet computers, portable computers and portable music player; Devices for hands-free use of mobile telephones, handheld computers, tablet computers, electronic book readers, portable computers, and portable music players; Mobile telephone accessories, namely, belt clips; Earphone accessories, namely, earphone cushions, earphone pads, cord management systems, earphone cases, and earphone extension cords; Earphones; Headphones; Audio speakers; Wireless speakers; Amplifiers; Battery chargers; Electrical plugs; Camera cases; Disc storage cases; Disc storage containers; Magnetically encoded gift cards; Sunglasses; Novelty sunglasses; Cases for sunglasses; Lanyards for sunglasses; Eyewear retainers

Class 14: Jewelry; Jewelry charms; Bracelets; Rubber or silicone wristbands in the nature of a bracelet; Jewelry boxes; Jewelry cases; Fitted jewelry pouches; Jewelry rolls; Jewelry making kits; Watch straps

Class 16: writing instruments and stickers; Decals; Stickers; Wall stickers; Decals and stickers for use as home décor; Stencils; Stencil cases; Pens; Pencils; Writing instruments; Pouches for writing instruments; Pen and pencil cases; Pen and pencil boxes; Desktop organizers; Boxes of paper or cardboard; Stationery boxes; Coasters of paper; Removable tattoo transfers; Temporary tattoo transfers; Party ornaments of paper; Greeting cards; Gift bags; Paper gift bag tags; Paper hang tags; Cardboard hang tags; Paper napkins; Disposable napkins; Paper gift cards; Non-magnetically encoded gift cards; Coloring books

Class 26: Cellular phone accessory charms; Embroidery; Appliques; Fabric appliques; Ornamental cloth patches; Cloth patches for clothing; Embroidered patches for clothing; Ornamental adhesive patches for clothing; Shoe laces

Class 41: Educational services, namely, live and online instruction in the fields of music and musical entertainment, accessible via audio, video, radio, television, satellite, electronic communications, telephone communications and digital transmission networks; Educational services, namely, continuing programs, classes, conferences, coaching, lectures, educational meetings, camps, retreats, seminars, educational summits, educational symposiums, training programs, workshops, self-guided classes and self-guided online courses of instruction, in the fields of music and musical entertainment, and distribution of materials in connection therewith; Providing online non-downloadable electronic educational publications, namely, articles, books, booklets, book excerpts, brochures, guides, magazines and newsletters, multi-media content, and audio and video recordings in the fields of music and musical entertainment; Providing instruction in the fields of music and musical entertainment via global communication networks; Providing online non-downloadable electronic educational newsletters in the fields of music and musical entertainment; Providing temporary use of non-downloadable computer games; Providing temporary use of non-downloadable electronic games

To the best of the signatory's knowledge and belief, no other persons, except, if applicable, authorized users, members, and/or 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/collective membership organization of such other persons, to cause confusion or mistake, or to deceive, and that he/she believes applicant to be the owner of the trademark sought to be registered;. 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 that all statements made on information and belief are believed to be true.

Signed this 14th day of May, 2021.

TAS Rights Management, LLC

By: /Jesse P. Schaudies, Jr./

Name: Jesse P. Schaudies, Jr.

Title: Vice President