

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Academy, Ltd. d/b/a Academy Sports + Outdoors
SERIAL NO. :
FILED : March __, 2020
TRADEMARK : O'RAGEOUS

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

STATEMENT OF USE UNDER RULE 2.33(b)(1)

Sir/Madam:

The applicant, Academy, Ltd., a Texas Limited Partnership, doing business as Academy Sports + Outdoors, having an address of 1800 North Mason Road, Katy, TX 77449, United States, legal-intellectualproperty@academy.com (authorized), 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. § 1051 et seq.), as amended, for the following:

Class 007: Electric air pumps for inflating water sports towable and ride-ons (First use: 03.12.2012; First Use in Commerce: 03.12.2012);

Class 008: Hand-operated air pumps for inflating water sports towable and ride-ons (First use: 04.03.2009; First Use in Commerce: 04.03.2009);

Class 009: Personal flotation devices; waterproof pouches for electronics (First use: 02.03.2008; First Use in Commerce: 02.03.2008);

Class 018: Umbrellas (First use: 03.19.2015; First Use in Commerce: 03.19.2015);

Class 020: Chairs; lounges (First use: 02.21.2008; First Use in Commerce: 02.21.2008);

Class 028: Ski ropes; tow ropes (First use: 01.01.2020; First Use in Commerce: 01.01.2020).

The mark in the above-captioned trademark application was first used by the Applicant, or the Applicant's related company, licensee, or predecessor in interest at least as early as 02.03.2008 and first used in commerce in the United States at least as early as 02.03.2008.

The Applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class.

A fee payment in the amount of \$1650 will be submitted with the form, representing payment for the allegation of use for six (6) classes.

Eastin Jordan declares:

The signatory believes that the Applicant is the owner of the trademark sought to be registered.

The specimen(s) shows the mark as used on or in connection with the goods/services in commerce.

To the best of his/her/their 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 of such other persons, to cause confusion or mistake, or to deceive.

To the best of his/her/their knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above are accurate and 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.

Academy, Ltd., d/b/a Academy Sports + Outdoors

By: Academy Managing Co., L.L.C.

Its General Partner

By:



Eastin Jordan
Senior Vice President—Private Brands

Dated: March 4, 2020

Enclosures: Specimen (1 per Class)