

## Trademark/Service Mark Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
<b>SERIAL NUMBER</b>	86970282
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 112
<b>EXTENSION OF USE</b>	NO
<b>MARK SECTION</b>	
<b>MARK</b>	<a href="#">mark</a>
<b>LITERAL ELEMENT</b>	BIRDIE
<b>STANDARD CHARACTERS</b>	YES
<b>USPTO-GENERATED IMAGE</b>	YES
<b>MARK STATEMENT</b>	The mark consists of standard characters, without claim to any particular font style, size or color.
<b>OWNER SECTION (current)</b>	
<b>NAME</b>	ROSIEQ LLC
<b>INTERNAL ADDRESS</b>	700 Valencia Street Apt 7
<b>MAILING ADDRESS</b>	Apt 7
<b>CITY</b>	San Francisco
<b>STATE</b>	California
<b>ZIP/POSTAL CODE</b>	94110
<b>STATE/COUNTRY/REGION/JURISDICTION/U.S. TERRITORY</b>	United States
<b>OWNER SECTION (proposed)</b>	
<b>NAME</b>	ROSIEQ LLC
<b>MAILING ADDRESS</b>	90 STATE STREET STE 700
<b>CITY</b>	ALBANY
<b>STATE</b>	New York
<b>ZIP/POSTAL CODE</b>	12207
<b>STATE/COUNTRY/REGION/JURISDICTION/U.S. TERRITORY</b>	United States
<b>EMAIL</b>	XXXX
<b>CORRESPONDENCE INFORMATION (current)</b>	
<b>NAME</b>	Philip Z Kimball
<b>PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE</b>	Trademarks@pzklaw.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	pzkimball@pzklaw.com
<b>CORRESPONDENCE INFORMATION (proposed)</b>	
NAME	Philip Z Kimball
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	Trademarks@pzklaw.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	pzkimball@pzklaw.com
<b>GOODS AND/OR SERVICES SECTION</b>	
INTERNATIONAL CLASS	009
CURRENT IDENTIFICATION	Downloadable software in the nature of a mobile application for finding, locating, and interacting with other users through the sharing of ratings, reviews, referrals and recommendations relating to various businesses, places and service providers; computer application software for mobile phones, portable media players and handheld computers, namely, software for posting reviews and recommendations on products and services of others
GOODS OR SERVICES	KEEP ALL LISTED
FIRST USE ANYWHERE DATE	01/12/2017
FIRST USE IN COMMERCE DATE	05/22/2020
SPECIMEN FILE NAME(S)	<a href="#">\\TICRS\EXPORT18\IMAGEOUT 18\869\702\86970282\xml1 \SOU0002.JPG</a>
	<a href="#">\\TICRS\EXPORT18\IMAGEOUT 18\869\702\86970282\xml1 \SOU0003.JPG</a>
	<a href="#">\\TICRS\EXPORT18\IMAGEOUT 18\869\702\86970282\xml1 \SOU0004.JPG</a>
	<a href="#">\\TICRS\EXPORT18\IMAGEOUT 18\869\702\86970282\xml1 \SOU0005.JPG</a>
	<a href="#">\\TICRS\EXPORT18\IMAGEOUT 18\869\702\86970282\xml1 \SOU0006.JPG</a>
SPECIMEN DESCRIPTION	a screenshot of app "Birdie" available for download in the Google Play app store and several screenshots from the Birdie app
REQUEST TO DIVIDE	NO
<b>PAYMENT SECTION</b>	
NUMBER OF CLASSES IN USE	1
SUBTOTAL AMOUNT [ALLEGATION OF USE FEE]	100
TOTAL AMOUNT	100
<b>SIGNATURE SECTION</b>	
DECLARATION SIGNATURE	/Philip Z Kimball/
SIGNATORY'S NAME	Philip Z. Kimball
SIGNATORY'S POSITION	Attorney of record, New York bar member
DATE SIGNED	05/31/2020
SIGNATORY'S PHONE NUMBER	646-801-8363
<b>FILING INFORMATION</b>	

<b>SUBMIT DATE</b>	Sun May 31 21:14:42 ET 2020
<b>TEAS STAMP</b>	USPTO/SOU-XXX.X.XXX.XXX-2 0200531211442198723-86970 282-71081c349a6aaf6a8848b 25e83576c171355f925778cfa 4b6e4e210a9a862f9ba-CC-14 402312-202005312058405055 53

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**Trademark/Service Mark Statement of Use**  
**(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** BIRDIE(Standard Characters, see <https://tmng-al.uspto.gov/resting2/api/img/86970282/large>)

**SERIAL NUMBER:** 86970282

**OWNER AND/OR ENTITY INFORMATION**

**The owner proposes to amend the following:**

**Current:** ROSIEQ LLC, having an address of

700 Valencia Street Apt 7

Apt 7

San Francisco, California 94110

United States

**Proposed:** ROSIEQ LLC, having an address of

90 STATE STREET STE 700

ALBANY, New York 12207

United States

Phone:

Email: XXXX

The owner is submitting the following allegation of use information:

For International Class 009:

Current identification: Downloadable software in the nature of a mobile application for finding, locating, and interacting with other users through the sharing of ratings, reviews, referrals and recommendations relating to various businesses, places and service providers; computer application software for mobile phones, portable media players and handheld computers, namely, software for posting reviews and recommendations on products and services of others

The mark is in use in commerce on or in connection with all of the goods/services, or to indicate membership in the collective organization listed in the application or Notice of Allowance or as subsequently modified for this specific class.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 01/12/2017, and first used in commerce at least as early as 05/22/2020, and is now in use in such commerce. 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, consisting of a(n) a screenshot of app "Birdie" available for download in the Google Play app store and several screenshots from the Birdie app.

[Specimen File1](#)

[Specimen File2](#)

[Specimen File3](#)

[Specimen File4](#)

[Specimen File5](#)

The applicant is not filing a Request to Divide with this Allegation of Use form.

**Correspondence Information (current):**

Philip Z Kimball

PRIMARY EMAIL FOR CORRESPONDENCE: Trademarks@pzklaw.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): pzkimball@pzklaw.com

**Correspondence Information (proposed):**

Philip Z Kimball

PRIMARY EMAIL FOR CORRESPONDENCE: Trademarks@pzklaw.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): pzkimball@pzklaw.com

**Requirement for Email and Electronic Filing:** I understand that a valid email address must be maintained by the applicant owner/holder and the applicant owner's/holder's attorney, if appointed, and that all official trademark correspondence must be submitted via the Trademark Electronic Application System (TEAS).

A fee payment in the amount of \$100 will be submitted with the form, representing payment for the allegation of use for 1 class.

### Declaration

- The signatory believes that the applicant is the owner of the mark sought to be registered.  
**For a trademark or service mark application**, the mark is in use in commerce on or in connection with all the goods/services in the application or notice of allowance, or as subsequently modified.  
**For a collective trademark, collective service mark, collective membership mark application**, the applicant is exercising legitimate control over the use of the mark in commerce by members on or in connection with all the goods/services/collective membership organization in the application or notice of allowance, or as subsequently modified.  
**For a certification mark application**, the applicant is exercising legitimate control over the use of the mark in commerce by authorized users on or in connection with the all goods/services in the application or notice of allowance, or as subsequently modified, and the applicant is not engaged in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.
- The specimen(s) shows the mark as used on or in connection with the goods/services/collective membership organization in commerce.
- 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.
- 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: /Philip Z Kimball/    Date Signed: 05/31/2020  
Signatory's Name: Philip Z. Kimball  
Signatory's Position: Attorney of record, New York bar member  
Signatory's Phone: 646-801-8363

RAM Sale Number: 86970282  
RAM Accounting Date: 06/01/2020

Serial Number: 86970282  
Internet Transmission Date: Sun May 31 21:14:42 ET 2020  
TEAS Stamp: USPTO/SOU-XXX.X.XXX.XXX-2020053121144219  
8723-86970282-71081c349a6aaf6a8848b25e83  
576c171355f925778cfa4b6e4e210a9a862f9ba-  
CC-14402312-20200531205840505553



**Birdie**  
Birdie World

Install

**T**  
Teen



About this app



Connect with the people you trust to find quick, relevant recommendations.

Social

Welcome to



*a little birdie told me*

I'm already a user.

I want to be added  
to the waitlist.



11:39



Toggle Between  
Food and TV



My Activity

My Flock

My Profile



Search for restaurants and bars





BACK TO BIRDIE HOME

Find bars, thai food      New York, NY, US 



*friends don't let friends eat  
bad meals*

MY FLOCK'S CHIRPS

MY PLACES





BACK TO BIRDIE HOME



## two8two Bar & Burger



Burger Joint

282 Atlantic Ave |

Brooklyn | Boerum Hill

718-596-2282

I've Been

Saved by 0



**FEE RECORD SHEET**

**Serial Number:** 86970282



**RAM Sale Number:** 86970282

**Total Fees:** \$100

**RAM Accounting Date:** 20200601

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Statement of Use (SOU)	7003	20200531	\$100	1	\$100

**Transaction Date:** 20200531

