

EXPLANATION OF QUALIFYING GOODS

Applicant requests that the Director exercise supervisory authority to advance the initial examination of Application Ser. No. 90165909 for VIDZAIRNA out of its regular order pursuant to the Office’s program to expedite examination of applications for marks used to identify qualifying medical products and services related to COVID-19 (the “Program”).

Application Ser. No. 90165909, filed on September 8, 2020, is for “vaccines” in Class 5. On October 27, 2020, Applicant filed a Voluntary Amendment to narrow the goods to “vaccines for the prevention of COVID-19.” A printout of the filing receipt is attached. Applicant’s goods, as amended, are “qualifying COVID-19 medical-related goods” as defined by the Program. Such goods are categorized as “biological products” and regulated by 21 C.F.R. §§ 600-680. Indeed, 21 C.F.R. § 600.3(h) defines “biological product” as a “vaccine,” among other substances, “applicable to the prevention . . . of a disease or condition of human beings.”

Given that the covered goods are “of a type that qualify for prioritized examination” and Applicant has identified the section of the Code of Federal Regulations under which the goods regulated, Applicant respectfully requests that this petition be accepted.

Filing Receipt for Voluntary Amendment Form and Next Steps

Application serial no. 90165909.

Mark. VIDZAIRNA(Standard Characters, see <https://tmng-al.uspto.gov/resting2/api/img/90165909/large>).

Thank you for submitting your form to the U.S. Patent and Trademark Office (USPTO). Please read this filing receipt carefully and keep a copy for your records. If you find an error, the [After You File](#) page gives information about correcting errors.

Next steps

- 1. In four to five days, please confirm that we received the documents submitted with this form** by checking [Trademark Status and Document Retrieval](#) (TSDR). If your documents do not appear in TSDR after four to five days, please email TrademarkAssistanceCenter@uspto.gov.
- 2. Within one to three months, we will review your submission.** Not all amendments are acceptable. If we determine that your amendment does not meet legal requirements, we will send you a notification explaining what happens next and whether you need to take any further action.
- 3. Continue to check [TSDR](#) every three to four months for any updates to your application status.**
- 4. Keep your addresses, including email addresses, current in USPTO records using the [address forms](#) on our website.**
- 5. Questions?** Please visit [our website](#), [email us](#), or call us at 1-800-786-9199 and select option 1.

The information submitted in the form appears below:

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO Form 1966 (Rev 10/2011)

OMB No. 0651-0050 (Exp 09/30/2020)

Voluntary Amendment

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	90165909
MARK SECTION	
MARK	mark

LITERAL ELEMENT	VIDZAIRNA
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.
GOODS AND/OR SERVICES SECTION (current)	
INTERNATIONAL CLASS	005
DESCRIPTION	Vaccines
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (proposed)	
INTERNATIONAL CLASS	005
TRACKED TEXT DESCRIPTION	
Vaccines ; Vaccines for the prevention of COVID-19	
FINAL DESCRIPTION	Vaccines for the prevention of COVID-19
FILING BASIS	Section 1(b)
CORRESPONDENCE INFORMATION (current)	
NAME	KAREN LIM
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	klim-docket@fzlz.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	NOT PROVIDED
DOCKET/REFERENCE NUMBER	SAII 2009059
CORRESPONDENCE INFORMATION (proposed)	
NAME	Karen Lim
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	klim-docket@fzlz.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	NOT PROVIDED
DOCKET/REFERENCE NUMBER	SAII 2009059
SIGNATURE SECTION	
RESPONSE SIGNATURE	/kl/
SIGNATORY'S NAME	Lim, Karen
SIGNATORY'S POSITION	Attorney of record, New York bar member

SIGNATORY'S PHONE NUMBER	2128135900
DATE SIGNED	10/27/2020
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Tue Oct 27 14:55:14 ET 2020
TEAS STAMP	USPTO/PRA-38.108.216.34-2 0201027145514524018-90165 909-75062633453546126aabe 8f2d6dc83067b9309dffe9b2e 9d7166ec90cb8452b-N/A-N/A -20201027141142930831

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PTO Form 1966 (Rev 10/2011)
OMB No. 0651-0050 (Exp 09/30/2020)

Voluntary Amendment

To the Commissioner for Trademarks:

Application serial no. **90165909** VIDZAIRNA(Standard Characters, see <https://tmng-al.uspto.gov/resting2/api/img/90165909/large>) has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following:

Current:

Class 005 for Vaccines

Filing Basis: Section 1(b), Intent to Use: *For a trademark or service mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. ***For a collective trademark, collective service mark, or collective membership mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. ***For a certification mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage 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.

Proposed:

Tracked Text Description: ~~Vaccines~~; [Vaccines for the prevention of COVID-19](#)

Class 005 for Vaccines for the prevention of COVID-19

Filing Basis: Section 1(b), Intent to Use: *For a trademark or service mark application:* As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. ***For a collective trademark, collective service mark, or collective membership mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. ***For a certification mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage 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.

Correspondence Information (current):

KAREN LIM

PRIMARY EMAIL FOR CORRESPONDENCE: klim-docket@fzlj.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): NOT PROVIDED

The docket/reference number is SAI 2009059.

Correspondence Information (proposed):

Karen Lim

PRIMARY EMAIL FOR CORRESPONDENCE: klim-docket@fzlj.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): NOT PROVIDED

The docket/reference number is SAI 2009059.

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

Voluntary Amendment Signature

Signature: /kl/ Date: 10/27/2020

Signatory's Name: Lim, Karen

Signatory's Position: Attorney of record, New York bar member

Signatory's Phone Number: 2128135900

The signatory has confirmed that he/she is a U.S.-licensed attorney who is an active member in good standing of the bar of the highest court of a U.S. state (including the District of Columbia and any U.S. Commonwealth or territory); and he/she is currently the owner's/holder's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S.-licensed attorney not currently associated with his/her company/firm previously represented the owner/holder in

this matter: the owner/holder has revoked their power of attorney by a signed revocation or substitute power of attorney with the USPTO; the USPTO has granted that attorney's withdrawal request; the owner/holder has filed a power of attorney appointing him/her in this matter; or the owner's/holder's appointed U.S.-licensed attorney has filed a power of attorney appointing him/her as an associate attorney in this matter.

Thank you,

The TEAS support team

Tue Oct 27 14:55:14 ET 2020

STAMP: USPTO/PRA-38.108.216.34-20201027145514524018-90165909-

75062633453546126aabe8f2d6dc83067b9309dffe9b2e9d7166ec90cb8452b-N/A-N/A-

20201027141142930831