

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Serial No.: 88/228,697

Mark: FAR AWAY

Classes: 009, 041

Applicant: Adventure Works, L.L.C.

TRADEMARK APPLICATION

Law Office: 113

Trademark Attorney: Dana Dickson

RESPONSE

Commissioner of Trademarks
PO Box 1451
Arlington, Virginia 22313-1451

Applicant responds to the Office Action mailed on October 8, 2019 in the above-identified Application. The Examining Attorney maintains the refusal to register Applicant's mark with respect to U.S. Registration No. 4320778 for FARAWAY.

Applicant respectfully requests that the refusal be withdraw because the registration for FARAWAY was cancelled by the USPTO on November 22, 2019, for failure to file an acceptable declaration under Section 8. Please see the enclosed USPTO Status Record as proof of the cancellation.

As this refusal is no longer appropriate, Applicant respectfully requests that its application be allowed to proceed toward publication.

Respectfully submitted,

Date: January 10, 2020

/Scott Pink/
Scott Pink
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Mark: FARAWAY

Faraway

US Serial Number: 85708225

Application Filing Date: Aug. 20, 2012

US Registration Number: 4320778

Registration Date: Apr. 16, 2013

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



DEAD/REGISTRATION/Cancelled/Invalidated

The trademark application was registered, but subsequently it was cancelled or invalidated and removed from the registry.

Status: Registration cancelled because registrant did not file an acceptable declaration under Section 8. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Nov. 22, 2019

Publication Date: Jan. 29, 2013

Date Cancelled: Nov. 22, 2019

Mark Information

Mark Literal Elements: FARAWAY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Computer game software; Computer game software for use on mobile and cellular phones; Downloadable electronic game programs; Electronic game software for cellular telephones; Electronic game software for handheld electronic devices; Electronic game software for wireless devices

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: SECTION 8 - CANCELLED

Basis: 1(a)

First Use: Aug. 26, 2011

Use in Commerce: Aug. 26, 2011

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Stephane Thirion

Owner Address: 2046 Hillhurst Ave. # 34
Los Angeles, CALIFORNIA UNITED STATES 90027

Legal Entity Type: INDIVIDUAL

Citizenship: PORTUGAL

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jim Charne

**Attorney Primary
Email Address:** charne@sprintmail.com

**Attorney Email
Authorized:** No

Correspondent

**Correspondent
Name/Address:** JIM CHARNE
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**Correspondent e-
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**Correspondent e-
mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 22, 2019	CANCELLED SEC. 8 (6-YR)	
Apr. 16, 2018	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Dec. 11, 2016	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 11, 2016	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Sep. 08, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 16, 2013	REGISTERED-PRINCIPAL REGISTER	
Jan. 29, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 29, 2013	PUBLISHED FOR OPPOSITION	
Jan. 09, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 14, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 13, 2012	ASSIGNED TO EXAMINER	77300
Aug. 28, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 23, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 16, 2013