

**NOOD 88230726**

**USPTO Office Action Response 19 Sep 2019**

**I. Applicant's claimed NOOD mark is inherently distinctive of Applicant's claimed services.**


The Examining Attorney has refused registration of the claimed mark pursuant to 15 U.S.C. §1052(e)(1) on the asserted basis that the "proposed mark immediately identifies a feature of applicant's services that is they feature nudes." Applicant respectfully disagrees with the Examining Attorney's assessment and requests withdrawal of such refusal.

The word NOOD is fanciful and inherently distinctive as applied to Applicant's claimed services. But even allowing for NOOD's construction as "nude," no evidence is of record to support the conclusion that Applicant's claimed services feature nudes. Applicant only has specified adult-themed or adult-oriented items, meaning intended for adults and not suitable for children. See dictionary.com definition excerpt attached.

The word "nude" means unclothed, or without covering or adornment. See Merriam-Webster definition excerpt attached. The USPTO previously has registered or approved for publication other NOOD and NUDE marks on the Principal Register without disclaimer or proof of acquired distinctiveness of NOOD or NUDE for goods and services whose quality, characteristic, function, feature, purpose, or use are at least as described -- or more so -- by "nude" than are Applicant's claimed items. Applicant lists non-exhaustive examples below and attaches their corresponding USPTO TSDR records.

<b>Mark</b>	<b>Details</b>	<b>International Class Goods/Services</b>	<b>Owner</b>
<b>NOOD</b> Reg: 2172952	Registered Renewal: 05/04/2018 Affidavits: 8 Reg: 07/14/1998 Pub: 04/21/1998 Filed: 06/24/1997 First Use: 08/01/1988 Current Basis: 1a Registered And Renewed	<b>041</b> entertainment services, namely, arranging and conducting sailing regattas and exhibitions;	WORLD PUBLICATIONS, LLC.  460 N. ORLANDO AVE WINTER PARK FL

Mark	Details	International Class Goods/Services	Owner
<p><b>NOOD NIBBLES</b></p> <p>Reg: 5607493</p>	<p>Registered</p> <p>Reg: 11/13/2018</p> <p>Pub: 01/17/2017</p> <p>Filed: 05/07/2016</p> <p>First Use: 09/13/2018</p> <p>Current Basis: 1a</p> <p>Registered</p>	<p><b>029</b> nut-based snack foods, namely, nut clusters; nut-based snack foods, namely, nut crisps; nut-based snack foods; banana chips; fruit chips; processed fruits, namely, coconut, banana, berries, and nuts;</p>	<p>Nudie ltd</p> <p>R12 Trident House, 175 Renfrew Rd Paisley GB</p>
<p><b>NOOD FOODS</b></p> <p>Disclaims: "FOODS"</p> <p>Reg: 5156568</p>	<p>Registered</p> <p>Reg: 03/07/2017</p> <p>Pub: 07/21/2015</p> <p>Filed: 10/10/2014</p> <p>First Use: 11/17/2015</p> <p>Current Basis: 1a</p> <p>Registered</p>	<p><b>005</b> organic; gmo-free; allergen free; gluten-free vegetable-based baby food;</p>	<p>Lindsey Benks</p> <p>4N907 Black Willow Drive St. Charles IL</p>
<p><b>NOOD CLEAN</b></p> <p>Disclaims: "CLEAN"</p> <p>Reg: 5559704</p>	<p>Registered</p> <p>Reg: 09/11/2018</p> <p>Pub: 06/26/2018</p> <p>Filed: 12/05/2017</p> <p>First Use: 02/01/2016</p>	<p><b>003</b> liquid soaps for laundry;</p>	<p>Pfeiffer, Deana DBA Nood Clean Pfeiffer, James</p> <p>5 South street Taylors SC</p>

Mark	Details	International Class Goods/Services	Owner
	<p>Current Basis: 1a Registered</p>		
<p><b>NATURALLY NOOD</b> Reg: 5288158</p>	<p>Registered Reg: 09/19/2017 Pub: 07/04/2017 Filed: 04/22/2016 Current Basis: 66a Registered</p>	<p><b>029</b> milk; milk substitutes, namely, nut-based milk for use as a milk substitute, soy-based milk for use as a milk substitute, rice-based milk for use as a milk substitute; milk based beverages; dairy substitutes being milk beverages and milk products derived from plant sources including soy beans, almonds and rice, namely, soya-based milk for use as a milk substitute, nut-based milk for use as a milk substitute, rice-based milk for use as a milk substitute, butter substitutes, cheese substitutes, sour cream substitutes and artificial cream; eggs; prepared nuts; nut-based spreads; seed</p>	<p>Australasian Conference Association Limited  148 Fox Valley Road Wahroonga NSW 2076 AU</p>

Mark	Details	International Class Goods/Services	Owner
		<p>spreads in the nature of seed butters and tahini; nut butters; jellies; jams; compotes; fruit sauces, namely, cranberry sauce and applesauce; edible oils and fats; snack foods consisting predominantly of fruit, vegetables or meat; snack foods comprising primarily of dried fruits, preserved fruits, prepared fruits, nuts, and/or seeds; nut-based snack bars; prepared; dried; preserved fruit-based snack bars; seed-based snack bars; cooked; dried; frozen; preserved fruits; cooked; dried; frozen; preserved vegetables; cooked, dried, frozen or preserved meals consisting predominantly of fruit, vegetables or meat; food products predominantly containing or made</p>	

Mark	Details	International Class Goods/Services	Owner
		<p>from vegetables or fruits, namely, vegetable and fruit chips, vegetable mousses, vegetable and fruit leathers; mixtures in the nature of snack mixes comprised primarily of dried fruits, prepared nuts, seeds, milk products including yogurt and excluding ice-cream, ice milk and frozen yoghurt, or any combination of the foregoing; soups; preparations for making soups; meat; fish not live; poultry; game; meat extracts; soy milk; soy milk extracts; chips, namely, fruit chips, vegetable chips, meat chips, soy chips; dips;</p> <p><b>030</b> processed cereals and products made from or containing cereals, namely, breakfast cereals, cereal bars and cereal based snack foods; seasonings</p>	


Mark	Details	International Class Goods/Services	Owner
		<p>for improving soups; sauces; spices; sauces for meats; vegetable sauces; grain based snack foods; cereal based snack foods; oat based snack foods; wheat based snack foods; muesli based snack foods; snack foods, namely, flour-based chips, corn-based chips, pretzel chips, pita chips, bagel chips, tortilla chips, taco chips, rice chips; grain-based chips; snack cakes; grain based snack bars; cereal based snack bars; oat based snack bars; wheat based snack bars; muesli based snack bars; all rice-based snack foods in this class; crackers; flavored crackers; rice-based crackers; cereal-based energy bars; rice-based energy bars; grain-based energy bars; muesli-based energy bars; wheat-based energy bars; oat-based energy bars; cereal</p>	

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		<p>bars; preserved herbs; fruit sauces excluding cranberry sauce; applesauce;</p> <p><b>032</b> non-alcoholic beverages, namely, soft drinks; soy-based beverages not being milk substitutes; cereal-based beverages not being milk substitutes; beverages containing cereal, soy and dairy milk not being milk substitutes, namely, coconut-based beverages containing cereal, soy, and dairy milk, not being milk substitutes; preparations for making beverages, namely, concentrates, syrups or powders used in the preparation of soft drinks, sports and energy drinks, fruit-based beverages; aerated water; bottled water, not for medical purposes;</p>	

Mark	Details	International Class Goods/Services	Owner
		carbonated water; mineral water being beverages; soda water;	
<b>NOOD</b> Reg: 3884996	Cancelled Cancel: 07/14/2017 Reg: 12/07/2010 Pub: 09/21/2010 Filed: 10/23/2009 First Use: 06/02/2008 Current Basis: 1a <b>Cancelled - Section 8</b>	<b>020</b> cabinets; chairs; furniture; seating furniture; seats; sofas; tables;	Nood Furniture and Design Ltd.  8240 Manitoba Street Vancouver, B.C. CA
<b>NOOD</b> Reg: 2187572	Registered Renewal: 05/04/2018 Affidavits: 8 Reg: 09/08/1998 Pub: 06/16/1998 Filed: 07/07/1997 First Use: 08/01/1988 Current Basis: 1a	<b>025</b> clothing, namely, caps, hats, jackets, vests, sport shirts, tee shirts and turtlenecks;	WORLD PUBLICATIONS, LLC  460 N. ORLANDO AVE., STE. 200  WINTER PARK FL



Mark	Details	International Class Goods/Services	Owner
	<b>Registered And Renewed</b>		
<b>NOOD</b> Serial: 78880255	Abandoned Abandon: 09/21/2007 Pub: 12/26/2006 Filed: 05/10/2006 Current Basis: 1b <b>Abandoned - No Statement Of Use Filed</b>	<b>020</b> furniture, namely, office furniture, living room furniture, bedroom furniture and dining room furniture;  <b>024</b> curtains; draperies; blinds;	PFLC, LLC  P.O. Box 1328 Dalton GA
<b>NOOD</b> Reg: 3218138	Cancelled Cancel: 10/18/2013 Reg: 03/13/2007 Pub: 12/26/2006 Filed: 05/10/2006 First Use: 06/01/2006 Current Basis: 1a <b>Cancelled - Section 8</b>	<b>027</b> floor coverings and related flooring supplies, namely, carpets, rugs;  <b>035</b> wholesale and retail store services and distributorship services featuring floor coverings;	PFLC, LLC  P.O. Box 1328 Dalton GA
<b>NOOD</b> Reg: 5017532	Registered Reg: 08/09/2016 Pub: 05/24/2016	<b>011</b> air purifying apparatus and machines; coffee roasters; dish disinfectant apparatus for	Ma Jun  Building 4, No.5 Zhuang Alley,

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	<p>Filed: 12/30/2015</p> <p>First Use: 02/10/2015</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>	<p>industrial purposes; disinfectant dispensers for toilets; electric air deodorizers; electric coffee machines; electric coffee percolators; electric griddles; electric heaters for babies' bottles; electric kettles; electronic facial steamers; facial saunas; filters for drinking water; ironing tables that generate steam for ironing; led light machines; light bulbs; pocket search lights; solar energy receivers; steam generating installations; taps; water filtering apparatus; water heaters; water purification installations; electric hot-water bottles;</p>	<p>Haizhu Dist.,  Guangzhou,Guangdong CN</p>
<p><b>NOOD</b> Reg: 5423117</p>	<p>Registered Reg: 03/13/2018 Pub: 12/26/2017</p>	<p><b>011</b> air purifying apparatus and machines; coffee roasters; dish disinfectant apparatus for</p>	<p>Ma Jun  Building 4,No.5 Zhuang Alley,</p>

<b>Mark</b>	<b>Details</b>	<b>International Class Goods/Services</b>	<b>Owner</b>
	<p>Filed: 08/16/2017</p> <p>First Use: 03/20/2017</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>	<p>industrial purposes; disinfectant dispensers for toilets; electric air deodorizers; electric coffee machines; electric coffee percolators; electric griddles; electric heaters for babies' bottles; electric hot-water bottles; electric kettles; electronic facial steamers; facial saunas; filters for drinking water; ironing tables that generate steam for ironing; lamps; led light machines; light bulbs; pocket search lights; solar energy receivers; steam generating installations; taps; uv halogen metal vapour lamps; water filtering apparatus; water heaters; water purification installations;</p>	<p>Haizhu Dist., Guangzhou,  Guangdong CN</p>
<p><b>NOOD</b></p> <p>Serial: 87846339</p>	<p>Published</p> <p>Pub: 07/17/2018</p>	<p><b>031</b> pet food; beverages for pets; animal feed; dry processed food for</p>	<p>Creative Impact Inc.</p>

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	<p>Filed: 03/22/2018</p> <p>Current Basis: 1b</p> <p><b>2nd Extension Granted</b></p>	<p>animals; food for animals; food products for animals in the nature of food for animals; bones for animals in the nature of food for animals; edible pet treats;</p>	<p>Vistra Corporate Services Centre</p> <p>Wickhams Cay II, Road Town</p> <p>TORTOLA VG</p>
<p><b>NUDE</b></p> <p>Reg: 4544348</p>	<p>Registered</p> <p>Reg: 06/03/2014</p> <p>Pub: 10/01/2013</p> <p>Filed: 11/30/2012</p> <p>First Use: 12/13/2012</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>	<p><b>026</b> hair products, namely, hair pieces, hair extensions, hair for use in weaving hair, wigs, and ponytail hair pieces;</p>	<p>Model Model Hair Fashion, Inc.</p> <p>113-25 14th Avenue</p> <p>College Point NY</p>
<p><b>NUDE</b></p> <p>Reg: 3476728</p>	<p>Registered</p> <p>Reg: 07/29/2008</p> <p>Pub: 12/11/2007</p> <p>Filed: 09/16/2005</p> <p>Current Basis: 66a</p> <p><b>Section 71 - Accepted</b></p>	<p><b>003</b> cosmetics; astringents for cosmetic purposes, non-medicated cosmetic preparations for skin care, cosmetic creams, oils for cosmetic purposes, make-up removing preparations, beauty masks; sunscreen preparations,</p>	<p>Counter Brands LLC</p> <p>1733 Ocean Avenue</p> <p>Santa Monica US</p>

Mark	Details	International Class Goods/Services	Owner
		<p>namely, sunscreen cream;</p> <p><b>035</b> the bringing together, for the benefit of others, of a variety of goods relating to personal care products products, enabling customers to conveniently view and purchase those goods in a retail store, through a television shopping channel, via a mail order catalogue or from an internet web site;</p>	
<p><b>NUDE</b> Reg: 4704003</p>	<p>Registered Reg: 03/17/2015 Pub: 12/06/2011 Filed: 06/17/2011 First Use: 01/31/2015 Current Basis: 1a <b>Registered</b></p>	<p><b>034</b> tobacco products, namely, cigarette papers;</p>	<p>RSL Blunt Productions S.A.  APDO 5790-1000 San Jose CR</p>
<p><b>NUDE FOOD</b> Disclaims: "FOOD"</p>	<p>Registered Reg: 09/13/2016</p>	<p><b>031</b> pet food and pet kibble;</p>	<p>Natpets, LLC</p>


Mark	Details	International Class Goods/Services	Owner
Reg: 5039753	Pub: 06/28/2016 Filed: 01/11/2016 First Use: 05/31/2012 Current Basis: 1a <b>Registered</b>		2108 55th Street, Suite 100 Boulder CO
<b>NUDE &amp; NOIR</b> Reg: 4965389 Translated: The English translation of "NOIR" in the mark is "black".	Registered Reg: 05/24/2016 Pub: 03/10/2015 Filed: 09/10/2014 First Use: 05/05/2015 Current Basis: 1a <b>Registered</b>	<b>003</b> cosmetics and toiletries, namely, makeup, foundation, foundation primer, concealer, face powder, lipstick, lip liner, lip gloss, eyeliner, eyeshadow, mascaras, blush, skin bronzer, eyebrow pencils, nail polish, non-medicated facial treatments namely, facial emulsions, skin cleansers, non-medicated skin toner, non-medicated skin serums, non-medicated skin masks for moisturizing treatment, cosmetics for babies and expectant mothers, hair care preparations,	HUMPHREYS, ASHLEY BOURDON 11927 GORHAM AVE #103 LOS ANGELES CA

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		shampoo, hair conditioner, treatment masks, hair styling preparations, hair styling mousse, hair styling gel, hairspray, pomade, fragrances, non-medicated body lotions and non-medicated body serums;	
<p><b>NUDE ARMADIO</b></p> <p>Reg: 5777023</p> <p>Translated: The English Translation of the word "ARMADIO" in the mark is "WARDROBE"</p>	<p>Registered</p> <p>Reg: 06/11/2019</p> <p>Pub: 09/11/2018</p> <p>Filed: 04/09/2018</p> <p>First Use: 04/15/2019</p> <p>Current Basis: 1a</p>	<p><b>035</b> on-line retail store services featuring clothing and shoes;</p>	<p>Garcia Saucedo, Zayra Jazmin</p> <p>1000 S Grand Ave #330</p> <p>Los Angeles CA</p>
<p><b>NUDE LUBRICANT</b></p> <p>Disclaims: "LUBRICANT"</p> <p>Reg: 5586494</p>	<p>Registered</p> <p>Reg: 10/16/2018</p> <p>Pub: 07/07/2015</p> <p>Filed: 02/13/2015</p> <p>First Use: 02/23/2016</p>	<p><b>005</b> hygienic lubricants; personal sexual lubricants; preparations for use in vaginal lubrication;</p>	<p>Australian Therapeutic Supplies Pty Ltd</p> <p>1 / 21 Mars Road</p> <p>Lane Cove, NSW AU</p>

Mark	Details	International Class Goods/Services	Owner
	Current Basis: 1a		
<p><b>NUDE TECH</b></p> <p>Disclaims: "TECH"</p> <p>Reg: 5531683</p>	<p>Registered</p> <p>Reg: 07/31/2018</p> <p>Pub: 01/02/2018</p> <p>Filed: 08/03/2017</p> <p>First Use: 12/15/2016</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>	<p><b>025</b> ladies, men, and children clothing, namely, bottoms, tops, athletic tops, athletic bottoms, sweaters, jeans, blouses, skirts, dresses, jackets, vests, coats, rainwear, lingerie, sleepwear, loungewear, swimwear, gloves, socks, hosiery, and scarves;</p>	<p>4 Pillar Dynasty LLC</p> <p>525 7th Avenue, Room 1601</p> <p>New York NY</p>
<p><b>NUDE BARRE</b></p> <p>Reg: 4365040</p>	<p>Registered</p> <p>Reg: 07/09/2013</p> <p>Pub: 08/31/2010</p> <p>Filed: 04/05/2010</p> <p>First Use: 09/01/2010</p> <p>Current Basis: 1a</p> <p><b>Section 8 &amp; 15 - Accepted And Acknowledged</b></p>	<p><b>025</b> clothing, namely, bras, panties, foundation garments, pantyhose, stockings, tights;</p>	<p>Nude Inc.</p> <p>298B West 137th Street</p> <p>New York NY</p>
<p><b>TASTEFULLY NUDE</b></p> <p>Reg: 4715540</p>	<p>Registered</p> <p>Reg: 04/07/2015</p>	<p><b>032</b> non-alcoholic beverages, namely, sports drinks</p>	<p>Advanced Food Concepts, Incorporated</p>




Mark	Details	International Class Goods/Services	Owner
	Pub: 01/20/2015 Filed: 08/13/2014 First Use: 07/01/2014 Current Basis: 1a <b>Registered</b>	infused with maltodextrin, protein, carbohydrates, vitamins and electrolytes; energy drinks; sports drinks; concentrates, tablets and powders for use in preparation of sports drinks;	1609 4th Street Berkeley CA
<b>SENSUOUS NUDE</b> Reg: 4361910	Registered Reg: 07/02/2013 Pub: 08/14/2012 Filed: 09/12/2011 First Use: 07/05/2011 Current Basis: 1a <b>Section 8 &amp; 15 - Accepted And Acknowledged</b>	<b>003</b> fragrances for personal use; non-medicated skin care preparations;	ESTEE LAUDER INC. 767 Fifth Avenue New York NY
<b>NUDE SOLE</b> Disclaims: "SOLE" Reg: 5194669	Registered Reg: 05/02/2017 Pub: 02/14/2017 Filed: 07/22/2016	<b>025</b> shoes; leather shoes; sandals and beach shoes; women's shoes;	Nude Sole 6960 Center Ave Hanover Park IL

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	First Use: 06/23/2016  Current Basis: 1a  <b>Registered</b>		
<b>BLAZE NUDE</b>  Reg: 5752394	Registered  Reg: 05/14/2019  Pub: 06/05/2018  Filed: 01/12/2018  First Use: 01/01/2019  Current Basis: 1a  <b>Registered</b>	<b>035</b> on-line retail store services featuring merchandise, namely, shirts, hats, hoodies, mugs, cups, backpacks, coolers;	Blaze Brands  14542 Ventura blvd, ste 214  Sherman Oaks CA
<b>NUDE FUDE</b>  Reg: 4886621	Registered  Reg: 01/12/2016  Pub: 03/10/2015  Filed: 08/27/2014  First Use: 02/28/2015  Current Basis: 1a  <b>Registered</b>	<b>043</b> restaurant services;	Nourish Market, LLC  580 Arrowhead Drive  Earlysville VA
<b>NUDE CUP</b>  Disclaims: "CUP"  Reg: 4778982	Registered  Reg: 07/21/2015  Pub: 03/17/2015	<b>030</b> coffee; coffee pods; beverages made of coffee;	NUZEE, INC.  2865 Scott Street, Suite 107

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	<p>Filed: 09/22/2014</p> <p>First Use: 01/08/2015</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>		Vista CA
<p><b>NUDE CONDOM</b></p> <p>Disclaims: "CONDOM"</p> <p>Reg: 3282564</p>	<p>Registered</p> <p>Renewal: 11/28/2016</p> <p>Affidavits: 8</p> <p>Reg: 08/21/2007</p> <p>Pub: 02/13/2007</p> <p>Filed: 11/21/2005</p> <p>Current Basis: 44e</p> <p><b>Registered And Renewed</b></p>	<p><b>010</b> condoms, including condoms made of latex;</p>	<p>Australian Therapeutic Supplies Pty Ltd</p> <p>1 / 21 Mars Road Lane Cove, NSW AU</p>
<p><b>NUDE SCREEN</b></p> <p>Disclaims: "SCREEN"</p> <p>Reg: 4420481</p>	<p>Registered</p> <p>Reg: 10/22/2013</p> <p>Pub: 08/06/2013</p> <p>Filed: 09/26/2011</p> <p>Current Basis: 44e</p> <p><b>Registered</b></p>	<p><b>009</b> television receivers;</p>	<p>LG ELECTRONICS INC.</p> <p>20 Yeouido-dong Yeongdeungpo-gu Seoul 150-721 KR</p>
<p><b>NEVA NUDE</b></p>	<p>Registered</p>	<p><b>025</b> hats; lingerie; nipple covers,</p>	<p>Neva Nude, LLC</p>

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Reg: 5370985	Reg: 01/02/2018 Pub: 05/16/2017 Filed: 07/14/2016 First Use: 05/15/2016 Current Basis: 1a <b>Registered</b>	namely, pasties; swimwear;	508 Ashland Ave, Apt 215  Santa Monica CA
<b>ABSOLU NUDE</b> Reg: 4627104  Translated: The English translation of "ABSOLU" in the mark is "ABSOLUTE".	Registered Reg: 10/28/2014 Pub: 08/12/2014 Filed: 05/22/2013 Current Basis: 44e <b>Registered</b>	<b>003</b> make-up preparations;	Lancome Parfums et Beaute & Cie  14 Rue Royale  Paris FR
<b>NEARLY NUDE</b> Reg: 3534221	Registered Reg: 11/18/2008 Pub: 11/13/2007 Filed: 10/20/2006 Current Basis: 66a <b>Section 71 - Accepted</b>	<b>025</b> boxer shorts, briefs, chemises, knitted underwear, ladies' underwear, nightwear, panties, sleeping garments, sleeveless jerseys, tank tops, under garments;	Delta Galil USA, Inc.  5th Floor  1 Harmon Plaza  Secaucus NJ
<b>UN UNITED NUDE</b> Reg: 5174664	Registered Reg: 04/04/2017	<b>035</b> advertising; business management;	United Nude International Limited

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	<p>Pub: 01/17/2017</p> <p>Filed: 03/01/2016</p> <p>Current Basis: 44e</p> <p><b>Registered</b></p>	<p>business administration; office functions; bringing together, for the benefit of others, of a variety of goods, enabling customers to conveniently view and purchase those goods from a general merchandise internet website or by means of telecommunications in the fields of clothing, leatherware, and jewelry; on-line retail store services featuring clothing, leatherware, and jewelry; operating an on-line shopping site featuring clothing, leatherware, and jewelry; online advertising on a computer network or the internet; bringing together, for the benefit of others, of clothing, footwear and headwear and accessories thereof, as well as of leatherwear,</p>	<p>Sea Meadow House, Blackburne Highway Road Town, Tortola VG</p>

Mark	Details	International Class Goods/Services	Owner
		<p>eyewear and perfumery, enabling customers to conveniently view and purchase goods in department and retail stores; clothing and fashion accessories retail store services; on-line retail store services, providing home shopping services by means of mobile telephone, and operating an online shopping site, all relating to eyeglasses, furniture, upholstery, ornaments, jewelry, precious metals, watches, leather goods, clothing, headgear and footwear; franchising services in respect of retail stores, namely, offering business management assistance in the establishment and/or operation of retail stores; retail and wholesale store services of eyeglasses,</p>	

Mark	Details	International Class Goods/Services	Owner
		furniture, upholstery, ornaments, jewelry, precious metals, watches, leather goods, clothing, headgear and footwear;	
<p><b>DE NUDE CHOCOLAT</b></p> <p>Disclaims: "CHOCOLAT"</p> <p>Reg: 4370777</p>	<p>Registered</p> <p>Reg: 07/23/2013</p> <p>Pub: 05/07/2013</p> <p>Filed: 05/01/2012</p> <p>First Use: 03/01/2012</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>	<p><b>005</b> nutritional supplements made with chocolate; vitamin and mineral supplements made with chocolate; plant and herb extracts for medical purposes made with chocolates;</p>	<p>Island Superfoods LLC</p> <p>300 Toyopa Drive</p> <p>Pacific Palisades CA</p>
<p><b>NUDE SUPER FOOD</b></p> <p>Disclaims: "SUPER FOOD"</p> <p>Reg: 5687478</p>	<p>Registered</p> <p>Reg: 02/26/2019</p> <p>Pub: 07/24/2018</p> <p>Filed: 03/06/2018</p> <p>First Use: 11/15/2018</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>	<p><b>031</b> pet food; pet treats;</p>	<p>Natpets, LLC</p> <p>2108 55th Street, Suite 100</p> <p>Boulder CO</p>
<p><b>UN UNITED NUDE</b></p>	<p>Registered</p>	<p><b>018</b> leather and imitations of</p>	<p>United Nude International Limited</p>

Mark	Details	International Class Goods/Services	Owner
<p>Reg: 5149366</p> <p><b>UN UNITED NUDE</b></p>	<p>Reg: 02/28/2017</p> <p>Pub: 12/13/2016</p> <p>Filed: 03/01/2016</p> <p>Current Basis: 44e</p> <p><b>Registered</b></p>	<p>leather, and goods made of these materials, namely, leather boxes, leather pouches; animal skins; hides; trunks and travelling bags; umbrellas and parasols; walking sticks; whips; harness; saddlery; products made wholly or principally of leather or imitations thereof, namely, leather bags, leather cases; lining of leather for footwear; parts and fittings for the aforesaid goods, namely, leather laces, leather straps;</p>	<p>Sea Meadow House, Blackburne Highway</p> <p>Road Town, Tortola VG</p>
<p><b>NUDE BY NATURE</b></p> <p>Reg: 5715647</p>	<p>Registered</p> <p>Reg: 04/02/2019</p> <p>Pub: 02/18/2014</p> <p>Filed: 12/19/2012</p> <p>First Use: 05/01/2008</p> <p>Current Basis: 1a; 44e</p>	<p><b>003</b> (based on use in commerce) (based on 44(e) cosmetics; bases for make-up being foundations; make up products and preparations; make-up powder, namely, loose powder and compacted powders; mineral</p>	<p>Nude By Nature Pty Ltd</p> <p>Locked Bag 2011</p> <p>Glebe AU</p>



Mark	Details	International Class Goods/Services	Owner
	<b>Registered</b>	based makeup, make up preparations and products; mineral water sprays for cosmetic purposes; foundation make-up, foundation powders being loose and compact, namely, waterproof and long lasting formulations; foundation preparations; facial bronzer and bronzing preparations; (based on 44(e) cosmetic preparations for application to or care of the skin, scalp, hair and nails; cosmetic kits comprising face powder; lipstick; mascara; eye shadow; make-up; mineral oil for personal use as a cosmetic; foundation cream; blusher; face blusher; eye make-up and cosmetic preparations for eyes, eye lids, eye lashes, eye brows and optical areas of	

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		<p>the face, namely, waterproof and long lasting formulations; false eyelashes, adhesives for affixing false eyelashes; cosmetic lining preparations for the eyes and lips; cosmetic lip preparations; lip balms, glosses, sticks for the application of colours; make up and cosmetic staining preparations for the face and body; priming preparations for the application of cosmetics and make up; nail polishes; nail polish remover; eye make-up remover; tissues, pads and papers impregnated with soaps, moisturizers, toners, cosmetics, cosmetic lotions, cosmetic removing preparations; cotton buds, and cotton used for cosmetic purposes; skin soaps; perfumes; eau de</p>	


Mark	Details	International Class Goods/Services	Owner
		cologne; flower perfume extracts; oils for perfumes and scents, essential oils; non-medicated toilet preparations; sun-tanning preparations; artificial tanning preparations; sunscreen preparations; preparations for skin whitening; personal deodorants; antiperspirants; non medicated bath oils and bath salts, and mineral salts that are bath salts; beauty abrasives for personal use; non-medicated breath freshening sprays; cosmetic preparations for slimming purposes; face paint; glitter for cosmetic purposes; hairdressing aids for styling and colouring hair; decorative transfers for cosmetic use; henna for hair, body and face; cleansing, cleaning and	

Mark	Details	International Class Goods/Services	Owner
		<p>washing preparations for the face and body; toning preparations for the face and body; moisturizing preparations for the face and body, and moisturizing preparations for the face and body with tinting, bronzing and coloring preparations; depilatories and depilatory preparations;</p> <p><b>035</b> (based on use in commerce)  (based on 44(e) retail store services featuring cosmetics;  (based on 44(e) wholesale distributorship services featuring cosmetics, hair care, body care products;  retail store services featuring hair care, body care products;  advertising, marketing, promotion services and public relations services;  preparation of advertising matter</p>	

Mark	Details	International Class Goods/Services	Owner
		<p>and materials;            advertising text            publication services;            operation,            supervision and            management of            loyalty programs,            and promotional            incentives for            others; discount            retail store services            featuring cosmetics,            hair care, body care            products; discount            wholesale services            featuring cosmetics,            hair care, body care            products;            promoting the            goods and services            of others by            awarding purchase            points for credit            card use,            distributing            coupons; public or            market opinion            polling; compilation            of business            directories and            mailing lists            including such lists            compiled and            maintained via the            global computer            network; business            referral service;            event management            services; telephone            and on-line ordering</p>	

Mark	Details	International Class Goods/Services	Owner
		of goods for others; direct mail advertising; arranging and conducting of trade shows, conferences and exhibitions for commercial purposes; on-line promotion of the goods and services of others on a computer network; franchising services; business management; business administration in the field of retail and wholesale cosmetics; business planning; business development; business counseling in the field of retail and wholesale cosmetics; business advice and advisory services; advisory services relating to customer service for businesses; business efficiency studies and business data analysis services; importing and exporting agency services; accounting services; providing	

Mark	Details	International Class Goods/Services	Owner
		information, including by electronic means and via a global computer network, about all of the aforesaid services;	
<p><b>NUDE BY NIKKI</b></p> <p>Reg: 5710013</p>	<p>Registered</p> <p>Reg: 03/26/2019</p> <p>Pub: 09/06/2016</p> <p>Filed: 09/07/2015</p> <p>First Use: 07/27/2015</p> <p>Current Basis: 1a</p> <p><b>Registered</b></p>	<p><b>025</b> lingerie; sleepwear; bras; panties; shorts; tank tops;</p>	<p>Nude by Nikki, LLC</p> <p>11101 Mountcastle Drive</p> <p>Studio City CA</p>
<p><b>NUDE FOOD MOVERS</b></p> <p>Disclaims: "FOOD"</p> <p>Reg: 3980181</p>	<p>Registered</p> <p>Reg: 06/21/2011</p> <p>Pub: 04/05/2011</p> <p>Filed: 02/25/2010</p> <p>Current Basis: 66a</p> <p><b>Section 71 &amp; 15 - Accepted</b></p>	<p><b>021</b> containers with or without lids for household use; flexible or rigid, insulated or non insulated containers for food or beverages for domestic use; isothermic bags for food or beverages for domestic use; bottles sold empty; plastic storage containers for</p>	<p>Smash Enterprises Pty Ltd</p> <p>33 Redland Drive</p> <p>Mitcham VIC 3132</p> <p>AU</p>

Mark	Details	International Class Goods/Services	Owner
		domestic use; lunch boxes;	
<p><b>QUALATRILESENS! THE "NUDE GLOVE"</b></p> <p>Disclaims: GLOVE</p> <p>Reg: 3205338</p>	<p>Registered</p> <p>Renewal: 03/29/2017</p> <p>Affidavits: 8</p> <p>Reg: 02/06/2007</p> <p>Pub: 11/21/2006</p> <p>Filed: 09/22/2005</p> <p>First Use: 08/01/2004</p> <p>Current Basis: 1a</p> <p><b>Registered And Renewed</b></p>	<p><b>009</b> protective gloves and fingercots for industrial use;</p>	<p>QRP, INCORPORATED</p> <p>P. O. Box 27466</p> <p>Tucson AZ</p>
<p><b>NUDE MAGIQUE CC CREAM</b></p> <p>Disclaims: "CC CREAM"</p> <p>Reg: 4493608</p> 	<p>Registered</p> <p>Reg: 03/11/2014</p> <p>Pub: 12/24/2013</p> <p>Filed: 01/17/2013</p> <p>Current Basis: 44e</p> <p><b>Registered</b></p>	<p><b>003</b> cosmetic and make-up preparations;</p>	<p>L'Oreal</p> <p>14 Rue Royale</p> <p>Paris FR</p>
<p><b>THE NUDE POPCORN COMPANY</b></p> <p>Disclaims: "POPCORN COMPANY"</p> <p>Reg: 5331978</p>	<p>Registered</p> <p>Reg: 11/14/2017</p> <p>Pub: 08/29/2017</p>	<p><b>029</b> meat, fish, poultry and game, not live; meat extracts; preserved;</p>	<p>KP Snacks Limited</p>



Mark	Details	International Class Goods/Services	Owner
	<p>Filed: 08/03/2016</p> <p>Current Basis: 66a</p> <p><b>Registered</b></p>	<p>dried; cooked fruits; vegetables; jellies; jams; compotes; eggs; milk; milk products excluding ice cream; ice milk; frozen yogurt; edible oils and fats; prepared meals consisting primarily of meat, fish, poultry or vegetables; soups and stocks; fruit-based snacks; potato crisps;</p> <p><b>030</b> coffee; tea; cocoa; sugar; rice; tapioca; sago; artificial coffee; flour and preparations made from cereals, namely, cereal bars; bread, pastry and confectionery made from sugar; ices; honey; treacle; yeast; baking-powder; salt; mustard; vinegar; sauces; spices; ice; sandwiches; prepared meals consisting primarily of pasta or rice; pizzas; pies; pasta dishes; processed</p>	<p>Fifth Floor, The Urban Building, 3-9 Albert Street Slough SL1 2BE</p> <p>GB</p>

Mark	Details	International Class Goods/Services	Owner
		cereals; convenience food and snacks, namely, cereal-based snack foods; popcorn; flavoured popcorn; coated popcorn;	
<b>NUDE KISSES LIP HUGGING LIP GLOSS</b> Disclaims: "LIP GLOSS" Reg: 5612726	Registered Reg: 11/20/2018 Pub: 01/23/2018 Filed: 04/07/2017 First Use: 04/30/2018 Current Basis: 1a <b>Registered</b>	<b>003</b> cosmetics; lip gloss;	AS BEAUTY GROUP LLC  10 WEST 33RD STREET NEW YORK NY
<b>NUDE</b> Serial: 87523143	Published Pub: 06/12/2018 Filed: 07/11/2017 Current Basis: 1b <b>2nd Extension Granted</b>	<b>033</b> alcoholic beverages, namely, vodka and vodka-based beverages;	MXM Beverages Ltd.  2004 - 950 Cambie Street Vancouver, B.C. CA
<b>NUDE AMBITION</b> Reg: 3578611	Cancelled Cancel: 09/25/2015 Reg: 02/24/2009	<b>016</b> magazine featuring articles, information and advice on women's lingerie, intimate apparel, fashion,	Veller, L.L.C.  330 East Warm Springs Road

Mark	Details	International Class Goods/Services	Owner
	Pub: 09/02/2008 Filed: 10/15/2007 First Use: 08/25/2006 Current Basis: 1a <b>Cancelled -            Section 8</b>	shoes, beauty, fitness and financial matters;  <b>035</b> providing online advertising of the products and services of others;  <b>041</b> providing a website featuring information, content and advice about fitness for the exotic dancer community and others;  <b>044</b> providing a website featuring information, content and advice about beauty for the exotic dancer community and others;  <b>045</b> providing a website featuring information, content and advice about fashion for the exotic dancer community and others;	Las Vegas NV

Mark	Details	International Class Goods/Services	Owner
<b>MISS NUDE NET</b> Reg: 2247975	Registered Renewal: 06/18/2009 Affidavits: 8 Reg: 05/25/1999 Pub: 02/18/1997 Filed: 05/17/1996 First Use: 04/22/1998 Current Basis: 1a	<b>041</b> entertainment in the nature of beauty pageants;	GOLDFADEN, GERALD L.  41 BELMONT DRIVE LIVINGSTON NJ
<b>COLOR ME NUDE</b> Serial: 88461484	Published Pub: 10/01/2019 Filed: 06/05/2019 First Use: 04/13/2019 Current Basis: 1a	<b>041</b> hosting social entertainment events, namely, painting classes including a live model, for others;	COLOR ME NUDE, LLC  135 Clowson Court Ocoee FL

Applicant's NOOD mark is at least as suggestive of Applicant's services as are the third party published and registered NOOD and NUDE marks for their respective goods and services. As such, Applicant's claimed NOOD mark is inherently distinctive for the claimed items.

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For at least the foregoing reasons, Applicant's claimed NOOD mark is inherently distinctive and entitled to registration on the Principal Register. Accordingly, Applicant respectfully requests that the Examining Attorney approve the instant application for publication.