

Date: 02-25-2020

Attention:

Jeffrey J. Look

Trademark Examining Attorney

Law Office 108

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571-272-1652

Dear Examiner Look,

The applicant's response to the examiner's Office Action, dated February 25, 2020, application serial #88355997; **HiHemp**<sup>™</sup>, is as follows:

### **REQUEST FOR INFORMATION – HEMP RELATED GOODS**

*“To permit proper examination of the application, applicant must submit additional information about the goods and/or services. 37 C.F.R. §§2.61(b), 2.69; Cf. Star Fruits S.N.C. v. United States, 393 F.3d 1277, 1284, 73 USPQ2d 1409, 1414 (Fed. Cir. 2005) (discussing Patent Rule 1.105(a)(1), which is the equivalent of Trademark Rule 2.61(b)); TMEP §§814, 907. The requested information should include fact sheets, brochures, advertisements, and/or similar materials relating to the goods and/or services. If such materials are not available, applicant must provide a detailed factual description of the goods and/or services. Any information submitted in response to this requirement must clearly and accurately indicate the nature of the goods and/or services identified in the application.*

*In addition, applicant must submit a written statement indicating whether the goods/services identified in the application comply with the Food, Drug and Cosmetic Act (FDCA). 21 U.S.C. §331(ll); see also 21 U.S.C. §321(ff) (indicating that a dietary supplement is deemed to be a food within the meaning of the Federal Food, Drug and Cosmetic Act). See 37 C.F.R. §2.69; TMEP §907. Finally, applicant must provide written responses to the following questions:*

- 1. Do or will the goods be comprised of hemp with a delta-9 tetrahydrocannabinol (THC) content of more than 0.3 percent on a dry weight basis?*

**#1 answer is NO.**

- 2. Do or will the goods include cannabidiol (CBD)?*

**#2 answer is NO.**

- 3. If so, will there be more than a trace amount of CBD in the goods, e.g., more than 50 parts per million (PPM)?*

**#3 answer is NO**

- 4. Do or will applicant's identified goods include CBD which is derived from, oils, extracts or ingredients from plants other than Cannabis sativa L.?”*

**#4 answer is NO.**

### **APPLICANT'S DOMICILE ADDRESS REQUIREMENTS**

*“To provide applicant's domicile street address if the listed address is not applicant's correct or current domicile. Open the correct TEAS response form and enter the serial number, answer “yes” to wizard question #5, and provide applicant's street address on the “Owner Information” page. If a different U.S. street address is provided as applicant's domicile address, applicant must provide the same information and documentation*

requested above. Information provided in the TEAS response form will be publicly viewable.

If applicant wants to hide its domicile address from public view because of privacy or other concerns, applicant must have a mailing address that can be made public and differs from its domicile address. In this case, applicant must follow the steps below in the correct order to ensure the domicile address will be hidden:

- (1) First submit a TEAS Change Address or Representation (CAR) form. Open the form, enter the serial number, click "Continue," and
  - (a) Use the radio buttons to select "Owner" for the role of the person submitting the form;
  - (b) Answer "Yes" to the wizard question asking, "Do you want to UPDATE the mailing address, email address, phone or fax number(s) for the trademark owner/holder?" and click "Continue;"
  - (c) On the "Owner Information" page, if the previously provided mailing address has changed, applicant must enter its new mailing address in the "Mailing Address" field, which will be publicly viewable;
  - (d) On the "Owner Information" page, uncheck the box next to "Domicile Address" and enter the new domicile address in the text box immediately below the checkbox.
- (2) Then submit a TEAS response form to indicate the domicile address has been changed. Open the form and
  - (a) Answer "yes" to wizard question #3 and click "Continue;"
  - (b) Click on the "Miscellaneous Statement" box on the "Additional Statement(s)" page, and enter a statement in the text box immediately below the checkbox that the domicile address was previously changed in the CAR form."

### **Applicants response:**

Herein, the submitted 2 pieces of documentation are a recent copy of my **Florida Driver's License**. In the form of a picture taken on 01/16/2020. The picture clearly shows my domiciled USA address as 2525 Gulf City Road Ruskin, FL. 33570.

The picture attached was cropped for enlargement purposes, so as to display the domiciled information better. This includes the hologram image the State of Florida started using years ago.

My cell # is (813) 838-6437. I've had this Tampa cell # for a long time. Decades.

Also presented, and attached, is a current copy of my **Progressive Motor Vehicle Insurance Policy** with the matching address, as seen above.

Thanks for your help with my application.

Kindest regards,

John D. Blue / applicant-owner