

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Foundation Films, Inc.

Trademark Law Office: 122

Serial No.: 90/367,078

Examiner: Joan M. Blazich

Filed: December 8, 2020

International Class: 41

Mark: NEWS and Design

Attorney Docket: 2286.003

RESPONSE TO OFFICE ACTION DATED MAY 27, 2021

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Dear Sir/Madam:

The following is in response to the Office Action dated May 27, 2021 in connection with the above-identified trademark application.

Identification of Goods/Services

Please amend the Identification of Goods/services as follows:

Media production services, namely, video and film production; Providing information and news via a website regarding current events in International Class 41.

REMARKS

Initially, applicant wishes to acknowledge with appreciation the Examining Attorney's finding of no marks that would bar registration of the mark in the present application.

Requirement to Amend Identification of Goods and Services

In the Office Action the Examining Attorney has required that the application be amended to clarify the Identification of Goods and Services, as the Identification contains goods and services in multiple classes.

Applicants respectfully traverse the Examining Attorney's requirement regarding the Identification of Goods and Services. More specifically, with this response applicant has amended the Identification of Services to contain only the services in International Class 41, such that the filing fee for the application is sufficient for this single class.

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Amendment to Drawing

In the Office Action the Examining Attorney has required that the TM symbol be deleted from the drawing of the mark.

With this response applicant submits a new drawing that deletes the TM symbol but does not otherwise materially alter the mark.

Requirement – Color Drawing and No Color Claim

In the Office Action, the Examining Attorney has required that the applicant specify whether the mark includes color or not with a statement concerning the presence of the color in the submitted substitute drawing.

With this response applicant states that color is not a feature of the mark and submits a black and white drawing of the mark along with the following description of the mark:

The mark consists of a "+" inside a circle and the word "NEWS" under the circle inside the box.

Disclaimer

In the Office Action the Examining Attorney has required that a disclaimer for the term NEWS be included in the application.

With this response applicant inserts the following disclaimer into the application:

No claim is made to the exclusive right to use “NEWS” apart from the mark as shown.

CONCLUSION

In light of the above arguments, Applicant believes the application is now in proper form for publication, and such action is respectfully requested.

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The Examining Attorney is invited to contact the undersigned by telephone if it would help expedite prosecution and publication of this application.

Respectfully submitted,

Date: November 4, 2021

/Mathew E. Corr/
Attorney of Record

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