

From: TEAS@uspto.gov
Subject: Serial number 88863005: Received Your Response To Office Action
Date: December 24, 2020 at 8:40 AM
To: justin@jclarklawtm.com, jmc@jclarklawfirm.com, ip@axon.com, docketer@system.foundationip.com



Filing Receipt for Response to Office Action Form and Next Steps in the Application Process

Application serial no. 88863005.

Mark. AXON FLEET(Standard Characters, see <https://tmng-al.uspto.gov/resting2/api/img/88863005/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

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If your submission is not accepted, you will receive an Office action explaining why it was not accepted and listing your options for responding.
- Continue to check [TSDR](#) every three to four months for any updates to your application status.**
- Keep your addresses current in USPTO records using the [address forms](#) on our website.**
- Questions?** Please visit [our website](#), [email us](#), or call us at 1-800-786-9199 and select option 1.

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OMB No. 0651-0050 (Exp 11/30/2023)

Response to Office Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	88863005
LAW OFFICE ASSIGNED	LAW OFFICE 111
MARK SECTION	
MARK	mark
LITERAL ELEMENT	AXON FLEET

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.

EVIDENCE SECTION

EVIDENCE FILE NAME(S)	evi_72208218120-202012241_03345367665_-_Response_to_office_action_-_Axon_Fleet_cl_9_for_filing.pdf
DESCRIPTION OF EVIDENCE FILE	Applicant's arguments in response to the office action

GOODS AND/OR SERVICES SECTION (current)

INTERNATIONAL CLASS	009
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DESCRIPTION

Apparatus for recording video and audio, including cameras and digital recorders; wireless communication devices for voice, data or image transmission; electronic communication equipment and instruments, namely, mobile digital electronic devices for sending and receiving of text, data, audio, image, and video files; surveillance systems comprised of video cameras and weaponry, namely, electronic control devices; mobile digital electronic devices for the sending and receiving of digital data, and for use in providing access to the internet; battery packs; custom camera hardware solutions; custom integrated platform solutions; computer hardware; computer hardware for communication between multiple computers and between computers and local and global computer networks; radios, radio transmitters, and receivers; network communications apparatus; global positioning system devices; global positioning and communication devices, navigational and vehicle monitoring equipment, namely, radio, navigational and global positioning system transponders and receivers; Software for recording, organizing, transmitting, manipulating, and reviewing text, data, audio, image and video files; software for accessing, browsing and searching online databases; software for the transmission of data, images, audio, and video by wireless communication networks and the internet; software, namely, an application allowing a video recording device to connect to a communications server for the purposes of inputting, storing, processing or outputting information related to recorded audio/video, the location of the client-side computer, or information from other video recording devices; computer hardware for integrating and controlling various communications and weapons systems; software systems for integrating and controlling various communications and weapons systems; cell phone apps for video playback; cell phone apps for audio playback; cell phone apps for recording of narration; cell phone apps for editing; electronic apparatus with multimedia functions for use with all of the aforesaid goods, namely, mobile digital electronic devices for recording and transmitting, data, audio, and video files; motion picture films that include evidence of incidents in the field of public safety

FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 11/02/2015
FIRST USE IN COMMERCE DATE	At least as early as 11/02/2015

GOODS AND/OR SERVICES SECTION (proposed)

INTERNATIONAL CLASS	009
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DESCRIPTION

Apparatus for recording video and audio, including cameras and digital recorders; wireless communication devices for voice, data or image transmission; electronic communication equipment and instruments, namely, mobile digital electronic devices for sending and receiving of text, data, audio, image, and video files; surveillance systems comprised of video cameras and weaponry, namely, electronic control devices; mobile digital electronic devices for the sending and receiving of digital data, and for use in providing access to the internet; battery packs; custom camera hardware

solutions; custom integrated platform solutions; computer hardware; computer hardware for communication between multiple computers and between computers and local and global computer networks; radios, radio transmitters, and receivers; network communications apparatus; global positioning system devices; global positioning and communication devices, navigational and vehicle monitoring equipment, namely, radio, navigational and global positioning system transponders and receivers; Software for recording, organizing, transmitting, manipulating, and reviewing text, data, audio, image and video files; software for accessing, browsing and searching online databases; software for the transmission of data, images, audio, and video by wireless communication networks and the internet; software, namely, an application allowing a video recording device to connect to a communications server for the purposes of inputting, storing, processing or outputting information related to recorded audio/video, the location of the client-side computer, or information from other video recording devices; computer hardware for integrating and controlling various communications and weapons systems; software systems for integrating and controlling various communications and weapons systems; cell phone apps for video playback; cell phone apps for audio playback; cell phone apps for recording of narration; cell phone apps for editing; electronic apparatus with multimedia functions for use with all of the aforesaid goods, namely, mobile digital electronic devices for recording and transmitting, data, audio, and video files; motion picture films that include evidence of incidents in the field of public safety

FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 11/02/2015
FIRST USE IN COMMERCE DATE	At least as early as 11/02/2015
STATEMENT TYPE	"The substitute (or new, or originally submitted, if appropriate) specimen(s) was/were in use in commerce at least as early as the filing date of the application" [for an application based on Section 1(a), Use in Commerce] OR "The substitute (or new, or originally submitted, if appropriate) specimen(s) was/were in use in commerce prior either to the filing of the Amendment to Allege Use or expiration of the filing deadline for filing a Statement of Use" [for an application based on Section 1(b) Intent-to-Use]. OR "The attached specimen is a true copy of the specimen that was originally submitted with the application, amendment to allege use, or statement of use" [for an illegible specimen].
SPECIMEN FILE NAME(S)	SPU0-72208218120-20201224 103345367665_-_Axon_Fleet_2___Axon.pdf

CORRESPONDENCE INFORMATION (current)

NAME	JUSTIN CLARK
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	justin@jclarklawtm.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	jmc@jclarklawfirm.com; ip@axon.com; docketer@system.foundationip.com

CORRESPONDENCE INFORMATION (proposed)

NAME	Justin Clark
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	justin@jclarklawtm.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	jmc@jclarklawfirm.com; ip@axon.com; docketer@system.foundationip.com

SIGNATURE SECTION

DECLARATION SIGNATURE	/Justin Clark/
------------------------------	----------------

SIGNATORY'S NAME Justin Clark
SIGNATORY'S POSITION Attorney of Record, AZ Bar Member
SIGNATORY'S PHONE NUMBER 480-418-1082
DATE SIGNED 12/24/2020
RESPONSE SIGNATURE /Justin Clark/
SIGNATORY'S NAME Justin Clark
SIGNATORY'S POSITION Attorney of Record, AZ Bar Member
SIGNATORY'S PHONE NUMBER 480-418-1082
DATE SIGNED 12/24/2020
AUTHORIZED SIGNATORY YES

FILING INFORMATION SECTION

SUBMIT DATE Thu Dec 24 10:40:27 ET 2020
TEAS STAMP USPTO/ROA-72.208.218.120-20201224104027750941-88863005-75063fe933f67107533ee5da7b585f72d6869cf5e1a69505d6eb97d854eed63d-N/A-N/A-20201224103345367665

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PTO Form 1957 (Rev 10/2011)
OMB No. 0651-0050 (Exp 11/30/2023)

Response to Office Action

To the Commissioner for Trademarks:

Application serial no. **88863005** AXON FLEET(Standard Characters, see <https://tmng-al.uspto.gov/resting2/api/img/88863005/large>) has been amended as follows:

EVIDENCE

Evidence has been attached: Applicant's arguments in response to the office action1 [evi_72208218120-202012241 03345367665_-_Response_to_office_action_-_Axon_Fleet_cl_9_for_filing_.pdf]

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following:

Current:

Class 009 for Apparatus for recording video and audio, including cameras and digital recorders; wireless communication devices for voice, data or image transmission; electronic communication equipment and instruments, namely, mobile digital electronic devices for sending and receiving of text, data, audio, image, and video files; surveillance systems comprised of video cameras and weaponry, namely, electronic control devices; mobile digital electronic devices for the sending and receiving of digital data, and for use in providing access to the internet; battery packs; custom camera hardware solutions; custom integrated

platform solutions; computer hardware; computer hardware for communication between multiple computers and between computers and local and global computer networks; radios, radio transmitters, and receivers; network communications apparatus; global positioning system devices; global positioning and communication devices, navigational and vehicle monitoring equipment, namely, radio, navigational and global positioning system transponders and receivers; Software for recording, organizing, transmitting, manipulating, and reviewing text, data, audio, image and video files; software for accessing, browsing and searching online databases; software for the transmission of data, images, audio, and video by wireless communication networks and the internet; software, namely, an application allowing a video recording device to connect to a communications server for the purposes of inputting, storing, processing or outputting information related to recorded audio/video, the location of the client-side computer, or information from other video recording devices; computer hardware for integrating and controlling various communications and weapons systems; software systems for integrating and controlling various communications and weapons systems; cell phone apps for video playback; cell phone apps for audio playback; cell phone apps for recording of narration; cell phone apps for editing; electronic apparatus with multimedia functions for use with all of the aforesaid goods, namely, mobile digital electronic devices for recording and transmitting, data, audio, and video files; motion picture films that include evidence of incidents in the field of public safety

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 11/02/2015 and first used in commerce at least as early as 11/02/2015 , and is now in use in such commerce.

Proposed:

Class 009 for Apparatus for recording video and audio, including cameras and digital recorders; wireless communication devices for voice, data or image transmission; electronic communication equipment and instruments, namely, mobile digital electronic devices for sending and receiving of text, data, audio, image, and video files; surveillance systems comprised of video cameras and weaponry, namely, electronic control devices; mobile digital electronic devices for the sending and receiving of digital data, and for use in providing access to the internet; battery packs; custom camera hardware solutions; custom integrated platform solutions; computer hardware; computer hardware for communication between multiple computers and between computers and local and global computer networks; radios, radio transmitters, and receivers; network communications apparatus; global positioning system devices; global positioning and communication devices, navigational and vehicle monitoring equipment, namely, radio, navigational and global positioning system transponders and receivers; Software for recording, organizing, transmitting, manipulating, and reviewing text, data, audio, image and video files; software for accessing, browsing and searching online databases; software for the transmission of data, images, audio, and video by wireless communication networks and the internet; software, namely, an application allowing a video recording device to connect to a communications server for the purposes of inputting, storing, processing or outputting information related to recorded audio/video, the location of the client-side computer, or information from other video recording devices; computer hardware for integrating and controlling various communications and weapons systems; software systems for integrating and controlling various communications and weapons systems; cell phone apps for video playback; cell phone apps for audio playback; cell phone apps for recording of narration; cell phone apps for editing; electronic apparatus with multimedia functions for use with all of the aforesaid goods, namely, mobile digital electronic devices for recording and transmitting, data, audio, and video files; motion picture films that include evidence of incidents in the field of public safety

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 11/02/2015 and first used in commerce at least as early as 11/02/2015 , and is now in use in such commerce.

"The substitute (or new, or originally submitted, if appropriate) specimen(s) was/were in use in commerce at least as early as the filing date of the application" [for an application based on Section 1(a), Use in Commerce] **OR "The substitute (or new, or originally submitted, if appropriate) specimen(s) was/were in use in commerce prior either to the filing of the Amendment to Allege Use or expiration of the filing deadline for filing a Statement of Use"** [for an application based on Section 1(b) Intent-to-Use]. **OR "The attached specimen is a true copy of the specimen that was originally submitted with the application, amendment to allege use, or statement of use"** [for an illegible specimen]. 1 [SPU0-72208218120-20201224 103345367665_ _Axon_Fleet_2_ _Axon.pdf]

Correspondence Information (current):

Correspondence information (current):

JUSTIN CLARK
PRIMARY EMAIL FOR CORRESPONDENCE: justin@jclarklawtm.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): jmc@jclarklawfirm.com; ip@axon.com;
docketer@system.foundationip.com

Correspondence Information (proposed):

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SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): jmc@jclarklawfirm.com; ip@axon.com;
docketer@system.foundationip.com

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).

Declaration Signature

DECLARATION: The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that, if the applicant submitted the application or allegation of use (AOU) unsigned, all statements in the application or AOU and this submission based on the signatory's own knowledge are true, and all statements in the application or AOU and this submission made on information and belief are believed to be true.

STATEMENTS FOR UNSIGNED SECTION 1(a) APPLICATION/AOU: If the applicant filed an unsigned application under 15 U.S.C. §1051(a) or AOU under 15 U.S.C. §1051(c), the signatory additionally believes that: the applicant is the owner of the mark sought to be registered; the mark is in use in commerce and was in use in commerce as of the filing date of the application or AOU on or in connection with the goods/services/collective membership organization in the application or AOU; the original specimen(s), if applicable, shows the mark in use in commerce as of the filing date of the application or AOU on or in connection with the goods/services/collective membership organization in the application or AOU; **for a collective trademark, collective service mark, collective membership mark application, or certification mark application**, the applicant is exercising legitimate control over the use of the mark in commerce and was exercising legitimate control over the use of the mark in commerce as of the filing date of the application or AOU; **for a certification mark application**, the applicant is not engaged 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. **To the best of the signatory's knowledge and belief, no other persons, except, if applicable, authorized users, members, and/or concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services/collective membership organization of such other persons, to cause confusion or mistake, or to deceive.**

STATEMENTS FOR UNSIGNED SECTION 1(b)/SECTION 44 APPLICATION AND FOR SECTION 66(a) COLLECTIVE/CERTIFICATION MARK APPLICATION: If the applicant filed an unsigned application under 15 U.S.C. §§ 1051(b), 1126(d), and/or 1126(e), or filed a collective/certification mark application under 15 U.S.C. §1141f(a), the signatory additionally believes that: **for a trademark or service mark application**, the applicant is entitled to use the mark in commerce on or in connection with the goods/services specified in the application; the applicant has a bona fide intention to use the mark in commerce and had a bona fide intention to use the mark in commerce as of the application filing date; **for a collective trademark, collective service mark, collective membership mark, or certification mark application**, the applicant has a bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce and had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce as of the application filing date; the signatory is properly authorized to execute the declaration on behalf of the applicant; **for a certification mark application**, 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. **To the best of the signatory's knowledge and belief, no other persons, except, if applicable, authorized**

users, members, and/or concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services/collective membership organization of such other persons, to cause confusion or mistake, or to deceive.

Signature: /Justin Clark/ Date: 12/24/2020
Signatory's Name: Justin Clark
Signatory's Position: Attorney of Record, AZ Bar Member
Signatory's Phone Number: 480-418-1082

Response Signature

Signature: /Justin Clark/ Date: 12/24/2020
Signatory's Name: Justin Clark
Signatory's Position: Attorney of Record, AZ Bar Member
Signatory's Phone Number: 480-418-1082

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
Thu Dec 24 10:40:27 ET 2020
STAMP: USPTO/ROA-72.208.218.120-20201224104027750941-88863005-
75063fe933f67107533ee5da7b585f72d6869cf5e1a69505d6eb97d854eed63d-N/A-N/A-
20201224103345367665