

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Matter of:

NEC BIGLOBE, LTD.

Serial No: 85/096,666

Filed: July 30, 2010

Mark: BIGLOBE

Notice of Allowance Issue Date: July 19, 2011

STATEMENT OF USE UNDER 37 C.F.R. 2.88

**FEE**

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

Applicant requests that the above-identified trademark be registered in the United States Patent and Trademark Office on the Principal Register established by the Trademark Act of July 5, 1946 (15 U.S.C. 1051 et seq., as amended).

Applicant is using, or using through a related company, the mark in commerce on or in connection with the goods and/or services identified in the Notice of Allowance: **computer application software for use in transmitting, sharing, receiving, downloading and transferring digital content, namely, photographs, images, texts, music, videos, movies, comics, animations and games in connection with computers, mobile phones, cellular phones, smart phones and mobile hand held devices; computer software for transmitting, sharing, receiving, downloading and transferring digital content, namely, photographs, images, texts, music, videos, movies, comics, animations and games; computer software for accessing, browsing and searching online databases, in Class 9; retail store services featuring downloadable photographs, images, texts, music, videos, movies, comics, animations, games and multimedia entertainment content provided via the internet and other computer and electronic communication networks, in Class 35; hosting of web sites; hosting of digital content on the Internet and other computer and electronic communication networks; providing information concerning computer software via the Internet and other computer and electronic communication networks; providing search engines for obtaining data via the Internet; providing online, non-downloadable search engine software for obtaining data via computer and electronic communication networks, in Class 42.**

The mark was first used on or in connection with the goods or services specified:

in International Class 09: at least as early as November 14 2011 ;

in International Class 35: at least as early as August 24, 2010. ;

in International Class 42: at least as early as August 24, 2010. .

The mark was first used in connection with the goods or services specified in commerce:

in International Class 09: at least as early as November 14 2011 ;

in International Class 35: at least as early as August 24, 2010. ;

in International Class 42: at least as early as August 24, 2010. ;

The mark is now in use in such commerce. One specimen per class showing the mark used in commerce is submitted herewith.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this Statement of Use on behalf of the applicant; he/she believes the applicant to be the owner of the mark sought to be registered; the mark is now in use in commerce; and all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Respectfully submitted,

NEC BIGLOBE, LTD.

By: Kazuhiko Harada

Name: Kazuhiko Harada

Title: Manager

Date: July 18th 2012.