

ESTTA Tracking number: **ESTTA796658**

Filing date: **01/23/2017**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Capriza, Inc.
Granted to Date of previous extension	01/22/2017
Address	400 Hamilton Avenue, Suite 130 Palo Alto, CA 94301 UNITED STATES

Attorney information	Sherri L. Eastley Pirkey Barber PLLC 600 Congress Avenue, Suite 2120 Austin, TX 78701 UNITED STATES tmcentral@pirkeybarber.com, cgraff@pirkeybarber.com, seastley@pirkeybarber.com, ecombs@pirkeybarber.com, drausa@pirkeybarber.com Phone:(512) 322-5200
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Applicant Information

Application No	86741199	Publication date	07/26/2016
Opposition Filing Date	01/23/2017	Opposition Period Ends	01/22/2017
Applicant	Unitus Seed Partners LLC 220 2nd Avenue South, Suite 201 Seattle, WA 98104 UNITED STATES		

Goods/Services Affected by Opposition


Class 035. First Use: 2015/08/26 First Use In Commerce: 2015/08/26 All goods and services in the class are opposed, namely: Incubation services, namely, providing office space to start-up and existing businesses; business management advice; business analysis and business strategic planning services in multiple industry sectors; business development services, namely, providing support and advice for start-up and existing businesses of others; business support services, namely, business consulting to start-ups and existing businesses; special event planning for business purposes
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Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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Mark Cited by Opposer as Basis for Opposition

U.S. Registration No.	4976689	Application Date	08/26/2015
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Registration Date	06/14/2016	Foreign Priority Date	NONE
Word Mark	CAPRIZA		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2011/12/00 First Use In Commerce: 2012/08/00 Computer software development tools; Computer software, namely, software development tools for the creation of mobile internet applications and client interfaces; computer software that allows users to complete actions using simplified, mobilized workflows; computer software for workflow mobilization and efficiency; computer software that enables users to develop personalized mobile applications and computer applications for launching, accessing, utilizing, managing, configuring, monitoring and customization of workflows and data stored in enterprise applications and database management systems; computer application software, namely, software that enables users to launch, access, utilize, manage, configure, monitor, and customize simplified enterprise application workflows; Computer software for launching, accessing, utilizing, managing, configuring, monitoring and customization of software applications; computer software, namely, computer application software allowing users to update and receive data stored in an enterprise's computer databases in real time using a computer or mobile device</p> <p>Class 035. First use: First Use: 2011/12/00 First Use In Commerce: 2012/08/00 Business consulting and information services; Business consultation in the field of software and application solutions for enterprise efficiency and business mobility; Business information services, namely, provision of information in connection with computer software, mobile applications, and distribution and facilitation of computer software and mobile applications; business consultation in the field of enterprise and business process mobility and social technology; business consultation in the field of data protection and data security</p> <p>Class 042. First use: First Use: 2011/12/00 First Use In Commerce: 2012/08/00 Software as a service (SAAS) services, namely, providing software development tools for the creation of mobile internet applications, computer applications, and client interfaces; Software as a service (SAAS) services featuring mobile application software and computer application development platforms for application development, deployment and management; Application service provider (ASP), namely, providing web-based mobile application software and computer application development platforms for application development, deployment and management; Application service provider (ASP) featuring software for use in developing mobile applications and computer applications; providing temporary use of on-line non-downloadable software development tools for computer applications and computer application development; platform as a service (PAAS) featuring computer software platforms for the development of applications for personal computers and mobile devices; computer software development; computer software development in the field of mobile applications and computer applications; research and development of computer software; computer services, namely,</p>		

	<p>creating, maintaining, designing and implementing mobile software applications for others; business technology software consultation services; software as a service (SAAS) services featuring mobile application software and computer application software that allows users to complete actions using simplified, mobilized workflows; software as a service (SAAS) services featuring software for workflow mobilization and efficiency; software as a service (SAAS) services featuring software that enables users to develop personalized mobile applications and computer applications for launching, accessing, utilizing, managing, configuring, monitoring and customization of workflows and data stored in enterprise applications and database management systems; software as a service (SAAS) services featuring software that enables users to launch, access, utilize, manage, configure, monitor, and customize simplified enterprise application workflows via computers and mobile devices</p>
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Attachments	Notice of Opposition - CAPRIA CPRZ5003 Revised.pdf(302192 bytes) 86737797#TMSN.png(bytes)
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Signature	/Sherri L. Eastley/
Name	Sherri L. Eastley
Date	01/23/2017

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In Re Serial No. 86/741,199	§	
Filed: August 28, 2015	§	
Mark: CAPRIA	§	
Published: July 26, 2016	§	
	§	
Capriza, Inc.,	§	
	§	Opposition No. _____
Opposer,	§	
	§	
v.	§	
	§	
Unitus Seed Partners LLC,	§	
	§	
	§	
Applicant.	§	

NOTICE OF OPPOSITION

Capriza, Inc. (“Opposer”), a corporation organized and existing under the laws of the State of Delaware, having its principal place of business at 400 Hamilton Avenue, Suite 130, Palo Alto, California 94301, believes that it will be damaged by registration of the mark identified above, and hereby opposes same under the provisions of 15 U.S.C. § 1063. As grounds for opposition, Opposer asserts that:

1. Opposer has for several years used and promoted the mark CAPRIZA in connection with its highly successful enterprise software and related services, including business consulting and information services.
2. Opposer has used the CAPRIZA mark since at least as early as December 2011, and has continuously and extensively used the CAPRIZA mark in commerce since that time.
3. Opposer’s CAPRIZA offerings are well-known in the industry and marketplace, and have been featured in leading publications such as FORTUNE MAGAZINE, CIO MAGAZINE, THE WALL STREET JOURNAL, GARTNER, and FORBES MAGAZINE.

4. Opposer’s CAPRIZA mark is inherently distinctive. Additionally, as a result of Opposer’s extensive use and promotion of its mark, Opposer has established significant goodwill in its CAPRIZA mark.

5. In addition to its common-law rights, Opposer owns United States Trademark Registration Number 4,976,689 for the mark CAPRIZA filed August 26, 2015 and registered on June 14, 2016. A copy of the TSDR record for this registration is attached at Exhibit A. This United States Trademark Registration covers the following goods and services, including business consulting services in Class 35:

Class	Goods/Services
9	Computer software development tools; Computer software, namely, software development tools for the creation of mobile internet applications and client interfaces; computer software that allows users to complete actions using simplified, mobilized workflows; computer software for workflow mobilization and efficiency; computer software that enables users to develop personalized mobile applications and computer applications for launching, accessing, utilizing, managing, configuring, monitoring and customization of workflows and data stored in enterprise applications and database management systems; computer application software, namely, software that enables users to launch, access, utilize, manage, configure, monitor, and customize simplified enterprise application workflows; Computer software for launching, accessing, utilizing, managing, configuring, monitoring and customization of software applications; computer software, namely, computer application software allowing users to update and receive data stored in an enterprise's computer databases in real time using a computer or mobile device.
35	Business consulting and information services; Business consultation in the field of software and application solutions for enterprise efficiency and business mobility; Business information services, namely, provision of information in connection with computer software, mobile applications, and distribution and facilitation of computer software and mobile applications; business consultation in the field of enterprise and business process mobility and social technology; business consultation in the field of data protection and data security.
42	Software as a service (SAAS) services, namely, providing software development tools for the creation of mobile internet applications, computer applications, and client interfaces; Software as a service (SAAS) services featuring mobile application software and computer application development platforms for application development, deployment and management; Application service provider (ASP), namely, providing web-based mobile application software and computer application development platforms for application development, deployment and management;

	<p>Application service provider (ASP) featuring software for use in developing mobile applications and computer applications; providing temporary use of on-line non-downloadable software development tools for computer applications and computer application development; platform as a service (PAAS) featuring computer software platforms for the development of applications for personal computers and mobile devices; computer software development; computer software development in the field of mobile applications and computer applications; research and development of computer software; computer services, namely, creating, maintaining, designing and implementing mobile software applications for others; business technology software consultation services; software as a service (SAAS) services featuring mobile application software and computer application software that allows users to complete actions using simplified, mobilized workflows; software as a service (SAAS) services featuring software for workflow mobilization and efficiency; software as a service (SAAS) services featuring software that enables users to develop personalized mobile applications and computer applications for launching, accessing, utilizing, managing, configuring, monitoring and customization of workflows and data stored in enterprise applications and database management systems; software as a service (SAAS) services featuring software that enables users to launch, access, utilize, manage, configure, monitor, and customize simplified enterprise application workflows via computers and mobile devices.</p>
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6. On information and belief, Unitus Seed Partners LLC (the “Applicant”) is a Washington limited liability company with an address of 220 2nd Avenue South, Suite 201, Seattle, Washington 98104. The Applicant filed U.S. Serial No. 86/741,199 (the “Application”) pursuant to 15 U.S.C. § 1051(a) on August 28, 2015 for the mark CAPRIA. The Application covers the following services:

Class	Goods/Services
35	Incubation services, namely, providing office space to start-up and existing businesses; business management advice; business analysis and business strategic planning services in multiple industry sectors; business development services, namely, providing support and advice for start-up and existing businesses of others; business support services, namely, business consulting to start-ups and existing businesses; special event planning for business purposes.
36	Venture capital services, namely, providing financing to and/or advising on financing strategies for emerging and start-up companies.
41	Business education and training services, namely, developing and facilitating customized leadership and business development programs, providing business coaching services, and providing business education programs to start-up and existing businesses.

7. Opposer is opposing Applicant's mark CAPRIA in Class 35 only.

8. The Applicant claims a first-use date of August 26, 2015.

9. There is no issue as to Opposer's priority. Opposer's first use in commerce of its CAPRIZA mark precedes Applicant's first use of its CAPRIA mark and the filing date of the Application.

10. Applicant's Class 35 services are related to those for which Opposer has used and registered its CAPRIZA mark.

11. Applicant's CAPRIA mark so resembles Opposer's CAPRIZA mark as to be likely, when used in connection with Applicant's Class 35 services, to cause confusion, or to cause mistake, or to deceive. Purchasers and prospective purchasers are likely to believe that Applicant's Class 35 services offered under Applicant's mark CAPRIA are sponsored, endorsed, or approved by Opposer, or are in some way affiliated, connected, or associated with Opposer or its goods and services. Registration should therefore be refused under 15 U.S.C. § 1052(d).

12. Opposer has not given Applicant permission or approval to use or register the CAPRIA mark.

13. Registration of Applicant's CAPRIA mark on the Principal Register in Class 35 would damage Opposer because purchasers are likely to attribute the source or sponsorship of Applicant's Class 35 services offered under the CAPRIA mark to Opposer.

14. Registration of the CAPRIA mark on the Principal Register in Class 35 would damage Opposer because it would confer upon Applicant statutory presumptions to which it is not entitled in view of Opposer's prior use and registration of its CAPRIZA mark.

WHEREFORE, Opposer prays that U.S. Serial No. 86/741,199 be rejected as to Class 35, and that registration of the mark therein be refused in Class 35.

This Notice of Opposition is being filed electronically, along with the filing fee required by 37 C.F.R. § 2.6(a)(17). The Commissioner is authorized to draw on the Deposit Account of Pirkey Barber PLLC, Account No. 50-3924/CPRZ5003/CLG, if there is any problem with the processing of the electronically submitted fee.

Respectfully submitted,



Date: January 23, 2017

Christopher L. Graff
Sherri L. Eastley
S. Erik Combs IV
PIRKEY BARBER PLLC
600 Congress Avenue, Suite 2120
Austin, TX 78701
(512) 322-5200

ATTORNEYS FOR OPPOSER

EXHIBIT A

Generated on: This page was generated by TSDR on 2017-01-23 14:51:48 EST

Mark: CAPRIZA

CAPRIZA

US Serial Number: 86737797

Application Filing Date: Aug. 26, 2015

US Registration Number: 4976689

Registration Date: Jun. 14, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jun. 14, 2016

Publication Date: Mar. 29, 2016

Mark Information

Mark Literal Elements: CAPRIZA

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Translation: The wording "CAPRIZA" has no meaning in a foreign language.

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Computer software development tools; Computer software, namely, software development tools for the creation of mobile internet applications and client interfaces; computer software that allows users to complete actions using simplified, mobilized workflows; computer software for workflow mobilization and efficiency; computer software that enables users to develop personalized mobile applications and computer applications for launching, accessing, utilizing, managing, configuring, monitoring and customization of workflows and data stored in enterprise applications and database management systems; computer application software, namely, software that enables users to launch, access, utilize, manage, configure, monitor, and customize simplified enterprise application workflows; Computer software for launching, accessing, utilizing, managing, configuring, monitoring and customization of software applications; computer software, namely, computer application software allowing users to update and receive data stored in an enterprise's computer databases in real time using a computer or mobile device

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2011

Use in Commerce: Aug. 2012

For: Business consulting and information services; Business consultation in the field of software and application solutions for enterprise efficiency and business mobility; Business information services, namely, provision of information in connection with computer software, mobile applications, and distribution and facilitation of computer software and mobile applications; business consultation in the field of enterprise and business process mobility and social technology; business consultation in the field of data protection and data security

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2011

Use in Commerce: Aug. 2012

For: Software as a service (SAAS) services, namely, providing software development tools for the creation of mobile internet applications,

computer applications, and client interfaces; Software as a service (SAAS) services featuring mobile application software and computer application development platforms for application development, deployment and management; Application service provider (ASP), namely, providing web-based mobile application software and computer application development platforms for application development, deployment and management; Application service provider (ASP) featuring software for use in developing mobile applications and computer applications; providing temporary use of on-line non-downloadable software development tools for computer applications and computer application development; platform as a service (PAAS) featuring computer software platforms for the development of applications for personal computers and mobile devices; computer software development; computer software development in the field of mobile applications and computer applications; research and development of computer software; computer services, namely, creating, maintaining, designing and implementing mobile software applications for others; business technology software consultation services; software as a service (SAAS) services featuring mobile application software and computer application software that allows users to complete actions using simplified, mobilized workflows; software as a service (SAAS) services featuring software for workflow mobilization and efficiency; software as a service (SAAS) services featuring software that enables users to develop personalized mobile applications and computer applications for launching, accessing, utilizing, managing, configuring, monitoring and customization of workflows and data stored in enterprise applications and database management systems; software as a service (SAAS) services featuring software that enables users to launch, access, utilize, manage, configure, monitor, and customize simplified enterprise application workflows via computers and mobile devices

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 2011

Use in Commerce: Aug. 2012

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Capriza, Inc.

Owner Address: 400 Hamilton Avenue, Suite 130
Palo Alto, CALIFORNIA 94301
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Christopher L. Graff

Docket Number: CPRZ003US

Attorney Primary Email Address: tmcentral@pirkeybarber.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: CHRISTOPHER L. GRAFF
Pirkey Barber PLLC
600 Congress Ave Ste 2120
Austin, TEXAS 78701-2973
UNITED STATES

Phone: 512-322-5200

Fax: 512-322-5201

Correspondent e-mail: tmcentral@pirkeybarber.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 14, 2016	REGISTERED-PRINCIPAL REGISTER	
Mar. 29, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	

Mar. 29, 2016	PUBLISHED FOR OPPOSITION	
Mar. 09, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 19, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Feb. 11, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 04, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	70884
Feb. 04, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	70884
Feb. 04, 2016	ASSIGNED TO LIE	70884
Jan. 26, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 08, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Dec. 08, 2015	NON-FINAL ACTION E-MAILED	6325
Dec. 08, 2015	NON-FINAL ACTION WRITTEN	72150
Dec. 01, 2015	ASSIGNED TO EXAMINER	72150
Aug. 31, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 29, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 14, 2016

United States of America
United States Patent and Trademark Office

CAPRIZA

Reg. No. 4,976,689

CAPRIZA, INC. (DELAWARE CORPORATION)

Registered June 14, 2016

400 HAMILTON AVENUE, SUITE 130
PALO ALTO, CA 94301

Int. Cls.: 9, 35 and 42

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

FOR: COMPUTER SOFTWARE DEVELOPMENT TOOLS; COMPUTER SOFTWARE, NAMELY, SOFTWARE DEVELOPMENT TOOLS FOR THE CREATION OF MOBILE INTERNET APPLICATIONS AND CLIENT INTERFACES; COMPUTER SOFTWARE THAT ALLOWS USERS TO COMPLETE ACTIONS USING SIMPLIFIED, MOBILIZED WORKFLOWS; COMPUTER SOFTWARE FOR WORKFLOW MOBILIZATION AND EFFICIENCY; COMPUTER SOFTWARE THAT ENABLES USERS TO DEVELOP PERSONALIZED MOBILE APPLICATIONS AND COMPUTER APPLICATIONS FOR LAUNCHING, ACCESSING, UTILIZING, MANAGING, CONFIGURING, MONITORING AND CUSTOMIZATION OF WORKFLOWS AND DATA STORED IN ENTERPRISE APPLICATIONS AND DATABASE MANAGEMENT SYSTEMS; COMPUTER APPLICATION SOFTWARE, NAMELY, SOFTWARE THAT ENABLES USERS TO LAUNCH, ACCESS, UTILIZE, MANAGE, CONFIGURE, MONITOR, AND CUSTOMIZE SIMPLIFIED ENTERPRISE APPLICATION WORKFLOWS; COMPUTER SOFTWARE FOR LAUNCHING, ACCESSING, UTILIZING, MANAGING, CONFIGURING, MONITORING AND CUSTOMIZATION OF SOFTWARE APPLICATIONS; COMPUTER SOFTWARE, NAMELY, COMPUTER APPLICATION SOFTWARE ALLOWING USERS TO UPDATE AND RECEIVE DATA STORED IN AN ENTERPRISE'S COMPUTER DATABASES IN REAL TIME USING A COMPUTER OR MOBILE DEVICE, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 12-0-2011; IN COMMERCE 8-0-2012.



Michelle K. Lee

Director of the United States
Patent and Trademark Office

FOR: BUSINESS CONSULTING AND INFORMATION SERVICES; BUSINESS CONSULTATION IN THE FIELD OF SOFTWARE AND APPLICATION SOLUTIONS FOR ENTERPRISE EFFICIENCY AND BUSINESS MOBILITY; BUSINESS INFORMATION SERVICES, NAMELY, PROVISION OF INFORMATION IN CONNECTION WITH COMPUTER SOFTWARE, MOBILE APPLICATIONS, AND DISTRIBUTION AND FACILITATION OF COMPUTER SOFTWARE AND MOBILE APPLICATIONS; BUSINESS CONSULTATION IN THE FIELD OF ENTERPRISE AND BUSINESS PROCESS MOBILITY AND SOCIAL TECHNOLOGY; BUSINESS CONSULTATION IN THE FIELD OF DATA PROTECTION AND DATA SECURITY, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 12-0-2011; IN COMMERCE 8-0-2012.

Reg. No. 4,976,689 FOR: SOFTWARE AS A SERVICE (SAAS) SERVICES, NAMELY, PROVIDING SOFTWARE DEVELOPMENT TOOLS FOR THE CREATION OF MOBILE INTERNET APPLICATIONS, COMPUTER APPLICATIONS, AND CLIENT INTERFACES; SOFTWARE AS A SERVICE (SAAS) SERVICES FEATURING MOBILE APPLICATION SOFTWARE AND COMPUTER APPLICATION DEVELOPMENT PLATFORMS FOR APPLICATION DEVELOPMENT, DEPLOYMENT AND MANAGEMENT; APPLICATION SERVICE PROVIDER (ASP), NAMELY, PROVIDING WEB-BASED MOBILE APPLICATION SOFTWARE AND COMPUTER APPLICATION DEVELOPMENT PLATFORMS FOR APPLICATION DEVELOPMENT, DEPLOYMENT AND MANAGEMENT; APPLICATION SERVICE PROVIDER (ASP) FEATURING SOFTWARE FOR USE IN DEVELOPING MOBILE APPLICATIONS AND COMPUTER APPLICATIONS; PROVIDING TEMPORARY USE OF ON-LINE NON-DOWNLOADABLE SOFTWARE DEVELOPMENT TOOLS FOR COMPUTER APPLICATIONS AND COMPUTER APPLICATION DEVELOPMENT; PLATFORM AS A SERVICE (PAAS) FEATURING COMPUTER SOFTWARE PLATFORMS FOR THE DEVELOPMENT OF APPLICATIONS FOR PERSONAL COMPUTERS AND MOBILE DEVICES; COMPUTER SOFTWARE DEVELOPMENT; COMPUTER SOFTWARE DEVELOPMENT IN THE FIELD OF MOBILE APPLICATIONS AND COMPUTER APPLICATIONS; RESEARCH AND DEVELOPMENT OF COMPUTER SOFTWARE; COMPUTER SERVICES, NAMELY, CREATING, MAINTAINING, DESIGNING AND IMPLEMENTING MOBILE SOFTWARE APPLICATIONS FOR OTHERS; BUSINESS TECHNOLOGY SOFTWARE CONSULTATION SERVICES; SOFTWARE AS A SERVICE (SAAS) SERVICES FEATURING MOBILE APPLICATION SOFTWARE AND COMPUTER APPLICATION SOFTWARE THAT ALLOWS USERS TO COMPLETE ACTIONS USING SIMPLIFIED, MOBILIZED WORKFLOWS; SOFTWARE AS A SERVICE (SAAS) SERVICES FEATURING SOFTWARE FOR WORKFLOW MOBILIZATION AND EFFICIENCY; SOFTWARE AS A SERVICE (SAAS) SERVICES FEATURING SOFTWARE THAT ENABLES USERS TO DEVELOP PERSONALIZED MOBILE APPLICATIONS AND COMPUTER APPLICATIONS FOR LAUNCHING, ACCESSING, UTILIZING, MANAGING, CONFIGURING, MONITORING AND CUSTOMIZATION OF WORKFLOWS AND DATA STORED IN ENTERPRISE APPLICATIONS AND DATABASE MANAGEMENT SYSTEMS; SOFTWARE AS A SERVICE (SAAS) SERVICES FEATURING SOFTWARE THAT ENABLES USERS TO LAUNCH, ACCESS, UTILIZE, MANAGE, CONFIGURE, MONITOR, AND CUSTOMIZE SIMPLIFIED ENTERPRISE APPLICATION WORKFLOWS VIA COMPUTERS AND MOBILE DEVICES, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 12-0-2011; IN COMMERCE 8-0-2012.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

THE WORDING "CAPRIZA" HAS NO MEANING IN A FOREIGN LANGUAGE.

SER. NO. 86-737,797, FILED 8-26-2015.

CHARLES L. JENKINS, EXAMINING ATTORNEY

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.