

ESTTA Tracking number: **ESTTA1101484**

Filing date: **12/14/2020**

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	Jemie B.V.
Granted to Date of previous extension	12/13/2020
Address	BENELUXWEG 37 OOSTERHOUT, 4904SJ NETHERLANDS
Attorney information	JONATHAN S. JENNINGS PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP 200 S. WACKER DRIVE SUITE 2900 CHICAGO, IL 60606 UNITED STATES Primary Email: jsj@pattishall.com Secondary Email(s): pb@pattishall.com, docket@pattishall.com, jrp@pattishall.com, lrb@pattishall.com 3125548000
Docket Number	

Applicant Information

Application No.	88806460	Publication date	06/16/2020
Opposition Filing Date	12/14/2020	Opposition Period Ends	12/13/2020
Applicant	Growcentia, Inc. 500 E VINE DRIVE FORT COLLINS, CO 80524 UNITED STATES		

Goods/Services Affected by Opposition

Class 005. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Pesticides; biopesticides; agriculturalpesticides; agricultural biopesticides;fungicides; biofungicides; agriculturalfungicides; agricultural biofungicides;biocides, agricultural biocides; insecticides; bioinsecticides; agricultural insecticides; agricultural bioinsecticides; nematocides; bionematocides; agricultural nematocides; agricultural bionematocides; bactericides; biobactericides; agricultural bactericides; agricultural biobactericides
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Grounds for Opposition

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

U.S. Registration No.	6127303	Application Date	09/13/2018
Registration Date	08/18/2020	Foreign Priority Date	NONE
Word Mark	CANNA		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 041. First use: First Use: 2010/03/23 First Use In Commerce: 2010/03/23 Providing a website featuring non-downloadable videos on the subject of using, selecting and applying chemicals, fertilizers and plant nutrients in connection with horticulture, agriculture, and forestry; educational services, namely, providing online instruction on the subject of using, selecting, applying chemicals, fertilizers and plant nutrients in the fields of horticulture, agriculture, and forestry via an online website</p> <p>Class 042. First use: First Use: 2010/03/25 First Use In Commerce: 2010/03/25 Scientific and technological services, namely, research in the field chemicals, fertilizers and plant nutrients used in connection with horticulture, agriculture, and forestry; horticulture, agriculture, and forestry research services, namely, research related to the proper application of chemicals, fertilizers and plant nutrients to plants, crops and trees; scientific research; conducting technological and scientific feasibility studies; provision of technological and scientific information in the fields of agricultural chemicals and fertilizers and plant genetics; scientific research consulting in the fields of chemicals, fertilizers and plant nutrients used in connection with horticulture, agriculture, and forestry; Providing a website featuring information in the fields of scientific research related to chemicals, fertilizers and plant nutrients used in connection with agriculture, horticulture and forestry; Compiling scientific and technological information for scientific or agricultural research purposes</p> <p>Class 044. First use: First Use: 2015/10/23 First Use In Commerce: 2015/10/23 Providing a website featuring information in the fields of agriculture, horticulture and forestry regarding the use of chemicals, fertilizers and plant nutrients in connection with growing, cultivating, fertilizing and harvesting of plants and crops; professional consulting services and advice relating to the use of fertilizers in agriculture, horticulture, and forestry; Agriculture, horticulture and forestry advice, namely, advice related to using, selecting and applying chemicals, fertilizers and plant nutrients in connection with growing plants and crops; information services relating to the use of chemicals in agriculture, horticulture, and forestry</p>		

U.S. Registration No.	5129939	Application Date	09/02/2015
Registration Date	01/24/2017	Foreign Priority Date	NONE
Word Mark	CANNA		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 001. First use: First Use: 1993/00/00 First Use In Commerce: 2002/06/25 Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant grow-</p>		

	ing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growingmedia for plants; plant growth regulating preparations Class 005. First use: First Use: 1993/00/00 First Use In Commerce: 2003/09/00 Preparations for destroying vermin; crop protection preparations, namely, fungicides, herbicides parasiticides, pesticides, weed killers, algaecides
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U.S. Registration No.	5038951	Application Date	05/26/2015
Registration Date	09/13/2016	Foreign Priority Date	NONE
Word Mark	CANNA		
Design Mark			
Description of Mark	The mark consists of the word "CANNA" underlined.		
Goods/Services	Class 001. First use: First Use: 1993/00/00 First Use In Commerce: 2003/09/00 Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides;fertilizers and manure for agriculture,horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growingmedia for plants; plant growth regulating preparations Class 005. First use: First Use: 1993/00/00 First Use In Commerce: 2003/09/00 Crop protection preparations, namely, fungicides and pesticides		

U.S. Registration No.	5399941	Application Date	04/03/2017
Registration Date	02/13/2018	Foreign Priority Date	NONE
Word Mark	CANNABOOST		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 2007/11/23 First Use In Commerce: 2007/11/23 Plant growth stimulators		

U.S. Registration No.	5399942	Application Date	04/03/2017
Registration Date	02/13/2018	Foreign Priority Date	NONE
Word Mark	CANNA START		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 2011/07/04 First Use In Commerce: 2011/07/04 Plant growth nutrients		

U.S. Registration No.	5389880	Application Date	04/03/2017
Registration Date	01/30/2018	Foreign Priority Date	NONE
Word Mark	CANNAZYM		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 001. First use: First Use: 2003/09/22 First Use In Commerce: 2003/09/22 Enzymes used to promote plant growth

U.S. Registration No.	4986807	Application Date	09/21/2015
Registration Date	06/28/2016	Foreign Priority Date	NONE
Word Mark	CANNATALK		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2009/01/00 First Use In Commerce: 2009/01/00 Downloadable magazines in the field of horticulture, news and entertainment Class 016. First use: First Use: 2007/09/00 First Use In Commerce: 2007/09/00 Magazines in the fields of horticulture, news, and entertainment Class 041. First use: First Use: 2009/01/00 First Use In Commerce: 2009/01/00 Providing on-line non-downloadable magazines in the fields of horticulture, news, and entertainment; publication of magazines; publication of electronic magazines; magazine publishing; Providing information and news related to entertainment; Providing news in the nature of current events reporting Class 044. First use: First Use: 2007/09/00 First Use In Commerce: 2007/09/00 Providing information and news on agricultural and horticultural topics		

U.S. Registration No.	5924171	Application Date	10/17/2018
Registration Date	12/03/2019	Foreign Priority Date	NONE
Word Mark	BIOCANNA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 2004/08/00 First Use In Commerce: 2016/03/05 Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growing media for plants; plant growth regulating preparations		

Attachments	CANNCONTROL - Notice of Opposition.pdf(919578 bytes)
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Signature	/Phil Barengolts/
Name	Phillip Barengolts
Date	12/14/2020

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

In re Application Serial No. 88/806,460 — CANNCONTROL

JEMIE B.V.,)	
)	
Opposer,)	
)	
v.)	Opposition No. _____
)	
GROWCENTIA, INC.,)	
)	
Applicant.)	


NOTICE OF OPPOSITION

Jemie B.V. (“Opposer”), a Netherlands limited liability company located at Beneluxweg 37, 4904 SJ, Oosterhout, NL4904SJ, Netherlands, believes it will be damaged by registration of the mark "CannControl" shown in Application Serial No. 88/806,460 by Growcentia, Inc. (“Applicant”), and hereby opposes the same.

The grounds for the opposition are as follows:

1. Opposer, through its licensees, is a world leader in goods and services in the horticulture field, including goods and services relating to plant health and growth.
2. Long prior to the filing of Applicant’s application to register CannControl mark opposed herein, Opposer adopted and began to use through its licensee in the United States a family of marks that share the common distinctive element CANNA (the "CANNA-family of marks") for goods that promote plant health and growth, including, but not limited to, marks used in connection with goods that support plant health and growth by breaking down or dissolving cellulose into plant usable components, such as minerals and carbohydrates, thereby creating conditions that give fungi and bacteria less opportunity to flourish and grow, and services that inform consumers of the proper use of pesticides and related products.

3. Opposer owns United States Trademark Registrations for the CANNA-family of marks as follows:

Mark	Registration No.
CANNA	6,127,303
CANNA	5,129,939
	5,038,951
CANNABOOST	5,399,941
CANNA START	5,399,942
CANNAZYM	5,389,880
CANNATALK	4,986,807
BIOCANNA	5,924,171

Copies of the TESS status pages and registration certificates for Registration Nos. 6,127,303, 5,129,939, 5,038,951, 5,399,941, 5,399,942, 5,389,880, 4,986,807, and 5,924,171 are attached as Exhibit A.

4. Long prior to the filing of Applicant's application to register the CannControl mark opposed herein, Applicant adopted and began to use through its licensee in the United States the name CANNA as well as CANNA-formative names in connection with the aforesaid goods and services.

5. Opposer through its licensee has sold an extensive amount of the aforesaid goods and services in connection with the CANNA-family of marks and names.

6. Opposer through its licensee has engaged in extensive advertising and promotion of the aforesaid goods and services in connection with the CANNA-family of marks and names.

7. Well prior to the filing date of the application to register the CannControl mark opposed herein, and by virtue of the aforesaid extensive sales, advertising, and promotion of goods and services, consumers have come to recognize the common characteristic CANNA as indicating Opposer as the source for the goods and services marketed under the CANNA-family of marks and names, and Opposer has built up and now owns a most valuable goodwill and reputation symbolized by its CANNA-family of marks and names.

8. On February 21, 2020, Applicant filed an intent-to-use application to register the mark CannControl, Serial No. 88/806,460 for:

Pesticides; biopesticides; agricultural pesticides; agricultural biopesticides; fungicides; biofungicides; agricultural fungicides; agricultural biofungicides, biocides, agricultural biocides; insecticides; bioinsecticides; agricultural insecticides; agricultural bioinsecticides; nematocides; bionematicides; agricultural nematocides; agricultural bionematicides; bactericides; biobactericides; agricultural bactericides; agricultural biobactericides in Class 5.

9. Applicant's application to register the mark CannControl, Applicant's planned use of this mark, and any actual use of this mark, is without Opposer's consent.

10. Applicant's application to register CannControl for the goods in Class 5, and its planned use of CannControl for these goods, is likely to result in confusion, mistake, or deception with Opposer's CANNA-family of marks and names, or in the belief that Applicant or its planned use of the aforesaid goods are in some way connected with, licensed, or approved by Opposer, or that Opposer is a sponsor, business partner of, or otherwise affiliated with Applicant.

11. Accordingly, registration by Applicant of CannControl for the applied-for goods in Class 5 would damage Opposer.

WHEREFORE, Opposer prays that its opposition be sustained and registration of CannControl be refused.

Opposer submits the requisite filing fee of \$400 for the opposition. Please debit any deficiency or credit any overpayment to Account No. 16-0650. Please address all correspondence to Jonathan S. Jennings, Pattishall, McAuliffe, Newbury, Hilliard & Geraldson LLP, 200 South Wacker Drive, Suite 2900, Chicago, Illinois 60606.

Dated: December 14, 2020

PATTISHALL, McAULIFFE, NEWBURY,
HILLIARD & GERALDSON LLP

By: s/Jonathan S. Jennings/
Jonathan S. Jennings
Phillip Barengolts
Jacquelyn Prom
200 South Wacker Drive, Suite 2900
Chicago, Illinois 60606
(312) 554-8000

Attorneys for Jemie B.V.

EXHIBIT A

Generated on: This page was generated by TSDR on 2020-12-14 13:26:50 EST

Mark: CANNA

CANNA

US Serial Number: 88115337

Application Filing Date: Sep. 13, 2018

US Registration Number: 6127303

Registration Date: Aug. 18, 2020

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Aug. 18, 2020

Publication Date: Jun. 02, 2020

Mark Information

Mark Literal Elements: CANNA

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

Related Properties Information

Claimed Ownership of US Registrations: 4986807

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: Providing a website featuring non-downloadable videos on the subject of using, selecting and applying chemicals, fertilizers and plant nutrients in connection with horticulture, agriculture, and forestry; educational services, namely, providing online instruction on the subject of using, selecting, applying chemicals, fertilizers and plant nutrients in the fields of horticulture, agriculture, and forestry via an online website

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 23, 2010

Use in Commerce: Mar. 23, 2010

For: Scientific and technological services, namely, research in the field chemicals, fertilizers and plant nutrients used in connection with horticulture, agriculture, and forestry; horticulture, agriculture, and forestry research services, namely, research related to the proper application of chemicals, fertilizers and plant nutrients to plants, crops and trees; scientific research; conducting technological and scientific feasibility studies; provision of technological and scientific information in the fields of agricultural chemicals and fertilizers and plant genetics; scientific research consulting in the fields of chemicals, fertilizers and plant nutrients used in connection with horticulture, agriculture, and forestry; Providing a website featuring information in the fields of scientific research related to chemicals, fertilizers and plant nutrients used in connection with agriculture, horticulture and forestry; Compiling scientific and technological

information for scientific or agricultural research purposes

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 25, 2010

Use in Commerce: Mar. 25, 2010

For: Providing a website featuring information in the fields of agriculture, horticulture and forestry regarding the use of chemicals, fertilizers and plant nutrients in connection with growing, cultivating, fertilizing and harvesting of plants and crops; professional consulting services and advice relating to the use of fertilizers in agriculture, horticulture, and forestry; Agriculture, horticulture and forestry advice, namely, advice related to using, selecting and applying chemicals, fertilizers and plant nutrients in connection with growing plants and crops; information services relating to the use of chemicals in agriculture, horticulture, and forestry

International Class(es): 044 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 23, 2015

Use in Commerce: Oct. 23, 2015

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.

Owner Address: Beneluxweg 37
Oosterhout NETHERLANDS 4904SJ

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: NETHERLANDS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jonathan S. Jennings

Docket Number: 2926-0004

Attorney Primary Email Address: JSJ@pattishall.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Jonathan S. Jennings
Pattishall, McAuliffe, Newbury, Hilliard
200 South Wacker Drive, Suite 2900
Chicago, ILLINOIS UNITED STATES 60606

Phone: 312-554-8000

Fax: (312) 554-8015

Correspondent e-mail: JSJ@pattishall.com Jmk@pattishall.com kep@pattishall.com doCKET@pattishall.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Jonathan S. Jennings

Phone: 312-554-8000

Fax: (312) 554-8015

Domestic Representative e-mail: JSJ@pattishall.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Aug. 18, 2020	REGISTERED-PRINCIPAL REGISTER	
Jun. 02, 2020	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 02, 2020	PUBLISHED FOR OPPOSITION	
May 13, 2020	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 24, 2020	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 16, 2020	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 16, 2020	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Apr. 16, 2020	EXAMINERS AMENDMENT E-MAILED	6328
Apr. 16, 2020	EXAMINERS AMENDMENT -WRITTEN	72008
Jan. 24, 2020	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 24, 2020	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 24, 2020	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 09, 2019	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 09, 2019	NON-FINAL ACTION E-MAILED	6325
Oct. 09, 2019	NON-FINAL ACTION WRITTEN	72008
Aug. 28, 2019	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 28, 2019	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 28, 2019	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 05, 2019	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 05, 2019	NON-FINAL ACTION E-MAILED	6325
Jun. 05, 2019	NON-FINAL ACTION WRITTEN	72008
May 28, 2019	ASSIGNED TO EXAMINER	72008
Oct. 22, 2018	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	70884
Oct. 18, 2018	ASSIGNED TO LIE	70884
Oct. 10, 2018	TEAS VOLUNTARY AMENDMENT RECEIVED	
Oct. 02, 2018	ASSIGNED TO EXAMINER	88577
Sep. 20, 2018	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 17, 2018	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: Aug. 18, 2020

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91265492](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Himle, Todd

Correspondent Address: DAVID S. D'ASCENZO
DASCENZO GATES INTELLECTUAL PROPERTY LAW, P.C.
1000 S.W. BROADWAY, SUITE 1555
PORTLAND OR UNITED STATES , 97205

Correspondent e-mail: david@dgjp.law , robin@dgjp.law , nita@dgjp.law

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLEUR DE CANNA	Opposition Pending	88233972	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91265500](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Zenwork, Inc

Correspondent Address: PATRICK C. STEPHENSON
KUTAK ROCK LLP
1650 FARNAM STREET
OMAHA NE UNITED STATES , 68102

Correspondent e-mail: trademarks.stephenson@kutakrock.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ZENCANNA	Opposition Pending	88580810	
ZENCANNA	Opposition Pending	88580815	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration
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			Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
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4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

United States of America

United States Patent and Trademark Office

CANNA

Reg. No. 6,127,303

Registered Aug. 18, 2020

Int. Cl.: 41, 42, 44

Service Mark

Principal Register

Jemie B.V. (NETHERLANDS LIMITED LIABILITY COMPANY)
Beneluxweg 37
Oosterhout, NETHERLANDS 4904SJ

CLASS 41: Providing a website featuring non-downloadable videos on the subject of using, selecting and applying chemicals, fertilizers and plant nutrients in connection with horticulture, agriculture, and forestry; educational services, namely, providing online instruction on the subject of using, selecting, applying chemicals, fertilizers and plant nutrients in the fields of horticulture, agriculture, and forestry via an online website

FIRST USE 3-23-2010; IN COMMERCE 3-23-2010

CLASS 42: Scientific and technological services, namely, research in the field chemicals, fertilizers and plant nutrients used in connection with horticulture, agriculture, and forestry; horticulture, agriculture, and forestry research services, namely, research related to the proper application of chemicals, fertilizers and plant nutrients to plants, crops and trees; scientific research; conducting technological and scientific feasibility studies; provision of technological and scientific information in the fields of agricultural chemicals and fertilizers and plant genetics; scientific research consulting in the fields of chemicals, fertilizers and plant nutrients used in connection with horticulture, agriculture, and forestry; Providing a website featuring information in the fields of scientific research related to chemicals, fertilizers and plant nutrients used in connection with agriculture, horticulture and forestry; Compiling scientific and technological information for scientific or agricultural research purposes

FIRST USE 3-25-2010; IN COMMERCE 3-25-2010

CLASS 44: Providing a website featuring information in the fields of agriculture, horticulture and forestry regarding the use of chemicals, fertilizers and plant nutrients in connection with growing, cultivating, fertilizing and harvesting of plants and crops; professional consulting services and advice relating to the use of fertilizers in agriculture, horticulture, and forestry; Agriculture, horticulture and forestry advice, namely, advice related to using, selecting and applying chemicals, fertilizers and plant nutrients in connection with growing plants and crops; information services relating to the use of chemicals in agriculture, horticulture, and forestry

FIRST USE 10-23-2015; IN COMMERCE 10-23-2015

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



Andrei Iancu

Director of the United States
Patent and Trademark Office



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>.

Generated on: This page was generated by TSDR on 2020-12-14 13:30:52 EST

Mark: CANNA

CANNA

US Serial Number: 86745098

Application Filing Date: Sep. 02, 2015

US Registration Number: 5129939

Registration Date: Jan. 24, 2017

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Jan. 24, 2017

Publication Date: Mar. 01, 2016

Notice of Allowance Date: Oct. 25, 2016

Mark Information

Mark Literal Elements: CANNA

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

Related Properties Information

Claimed Ownership of US Registrations: 3964488

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: Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growing media for plants; plant growth regulating preparations

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 046

Class Status: ACTIVE

Basis: 1(a)

First Use: 1993

Use in Commerce: Jun. 25, 2002

For: Preparations for destroying vermin; crop protection preparations, namely, fungicides, herbicides parasiticides, pesticides, weed killers, algaecides

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: 1993

Use in Commerce: Sep. 2003

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.

Owner Address: Beneluxweg 37
Oosterhout NETHERLANDS NL4904SJ

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: NETHERLANDS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jonathan S. Jennings

Docket Number: 2926-000-000

Attorney Primary Email Address: JSJ@pattishall.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: JONATHAN S. JENNINGS
Pattishall McAuliffe Newbury Hilliard & Geraldts
200 S Wacker Dr Ste 2900
Chicago, ILLINOIS UNITED STATES 60606-5896

Phone: (312) 554-8000

Fax: (312) 554-8015

Correspondent e-mail: JSJ@pattishall.com JMK@pattishall.com kep@pattishall.com ttishall.com docket@pattishall.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Jonathan S. Jennings

Phone: (312) 554-8000

Fax: (312) 554-8015

Domestic Representative e-mail: JSJ@pattishall.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Jan. 24, 2017	REGISTERED-PRINCIPAL REGISTER	
Dec. 23, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Dec. 22, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 30, 2016	STATEMENT OF USE PROCESSING COMPLETE	66230
Nov. 09, 2016	USE AMENDMENT FILED	66230
Nov. 28, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
Nov. 09, 2016	TEAS STATEMENT OF USE RECEIVED	
Oct. 25, 2016	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 13, 2016	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Mar. 16, 2016	EXTENSION OF TIME TO OPPOSE RECEIVED	
Mar. 01, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	

Mar. 01, 2016	PUBLISHED FOR OPPOSITION	
Feb. 10, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 30, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 11, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 09, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 09, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 16, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 16, 2015	NON-FINAL ACTION E-MAILED	6325
Oct. 16, 2015	NON-FINAL ACTION WRITTEN	72008
Oct. 09, 2015	ASSIGNED TO EXAMINER	72008
Sep. 29, 2015	TEAS VOLUNTARY AMENDMENT RECEIVED	
Sep. 16, 2015	ASSIGNED TO EXAMINER	68110
Sep. 16, 2015	ASSIGNED TO EXAMINER	72008
Sep. 05, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 05, 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:** Dec. 22, 2016

Proceedings

Summary

Number of Proceedings: 12

Type of Proceeding: Opposition

Proceeding Number: [91265492](#) **Filing Date:** Oct 19, 2020
Status: Pending **Status Date:** Oct 19, 2020
Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Himle, Todd

Correspondent Address: DAVID S. D'ASCENZO
DASCENZO GATES INTELLECTUAL PROPERTY LAW, P.C.
1000 S.W. BROADWAY, SUITE 1555
PORTLAND OR UNITED STATES , 97205

Correspondent e-mail: david@dgjp.law , robin@dgjp.law , nita@dgjp.law

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLEUR DE CANNA	Opposition Pending	88233972	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsi@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939

CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91265500](#) **Filing Date:** Oct 19, 2020
Status: Pending **Status Date:** Oct 19, 2020
Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Zenwork, Inc
Correspondent Address: PATRICK C. STEPHENSON
KUTAK ROCK LLP
1650 FARNAM STREET
OMAHA NE UNITED STATES , 68102
Correspondent e-mail: trademarks.stephenson@kutakrock.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ZENCANNA	Opposition Pending	88580810	
ZENCANNA	Opposition Pending	88580815	

Plaintiff(s)

Name: Jemie B.V.
Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606
Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	

Type of Proceeding: Opposition**Proceeding Number:** [91252581](#)**Filing Date:** Nov 27, 2019**Status:** Terminated**Status Date:** Feb 29, 2020**Interlocutory Attorney:** MIKE WEBSTER**Defendant****Name:** Auxergen, Inc.**Correspondent Address:** AUXERGEN INC
2105 DOBLER AVE
BALTIMORE MD UNITED STATES , 21218**Correspondent e-mail:** greg@auxergen.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
CANNAMARK	Abandoned - After Inter-Partes Decision	88237888	

Plaintiff(s)**Name:** Jemie B.V.**Correspondent Address:** JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE , SUITE 2900
CHICAGO IL UNITED STATES , 60606**Correspondent e-mail:** jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 27, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 27, 2019	Jan 06, 2020
3	INSTITUTED	Nov 27, 2019	
4	NOTICE OF DEFAULT	Jan 16, 2020	
5	BD DECISION: OPP SUSTAINED	Feb 29, 2020	
6	TERMINATED	Feb 29, 2020	

Type of Proceeding: Opposition**Proceeding Number:** [91243786](#)**Filing Date:** Sep 24, 2018**Status:** Terminated**Status Date:** Jan 30, 2019**Interlocutory Attorney:** KATIE W MCKNIGHT**Defendant****Name:** LevoGen Biosystems Ltd**Correspondent Address:** CHIH-CHENG TAI
#101-277 MOUNTAIN HWY
NORTH VANCOUVER BC CANADA , V7J3T6**Correspondent e-mail:** joecctai@gmail.com , leon@levogenbio.com , matt@levogenbio.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

BIGCANA Abandoned - After Inter-Partes Decision [87749352](#)

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 24, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 25, 2018	Nov 04, 2018
3	INSTITUTED	Sep 25, 2018	
4	NOTICE OF DEFAULT	Nov 14, 2018	
5	BD DECISION: OPP SUSTAINED	Jan 30, 2019	
6	TERMINATED	Jan 30, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91240697](#)

Filing Date: Apr 17, 2018

Status: Terminated

Status Date: Mar 23, 2019

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Cann-Care Company aka Cann-Care Co

Correspondent Address: JAMES NAMNATH
CANN CARE COMPANY
417 MACE BLVD J236
DAVIS CA UNITED STATES , 95618

Correspondent e-mail: drjames@gmail.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

CANN-CARE Registered [87567614](#) [5736904](#)

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHAL MCAULIFFE NEWBURY ET AL
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jsj@pattishall.com , jmk@pattishall.com , docket@pattishall.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 17, 2018	May 27, 2018
3	PENDING, INSTITUTED	Apr 17, 2018	
4	ANSWER	May 23, 2018	
5	P MOT TO SUSP W/ CONSENT PEND SETTLE NEGOTIATIONS	Sep 12, 2018	
6	SUSPENDED	Sep 12, 2018	
7	D RESPONSE TO P'S INTERROGATORIES	Mar 04, 2019	
8	P MOT TO SUSP W/ CONSENT PEND SETTLE NEGOTIATIONS	Mar 11, 2019	
9	SUSPENDED	Mar 11, 2019	
10	W/DRAW OF OPPOSITION	Mar 19, 2019	
11	BD DECISION: OPP DISMISSED W/O PREJ	Mar 23, 2019	
12	CORRECTION TO BD ORDER	Mar 23, 2019	
13	TERMINATED	Mar 23, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91237770](#)

Filing Date: Nov 13, 2017

Status: Terminated

Status Date: Jun 20, 2018

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Cannaplex Compliance Management LLC

Correspondent Address: SHABNAM MALEK
BRAND & BRANCH LLP
1714 FRANKLIN ST NO. 100-336
OAKLAND CA UNITED STATES , 94612

Correspondent e-mail: trademarks@brandandbranch.com , amanda@brandandbranch.com , shabnam@brandandbranch.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNAPLEX	Abandoned - No Statement Of Use Filed	87016990	
CANNAPLEX	Abandoned - No Statement Of Use Filed	87016991	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD ET AL
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60304

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 13, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 13, 2017	Dec 23, 2017

3	PENDING, INSTITUTED	Nov 13, 2017
4	STIP FOR EXT	Dec 20, 2017
5	EXTENSION OF TIME GRANTED	Dec 20, 2017
6	MOT TO AMEND APPLICATION	Mar 20, 2018
7	BD DECISION: DISMISSED	Jun 20, 2018
8	TERMINATED	Jun 20, 2018

Type of Proceeding: Opposition

Proceeding Number: [91237122](#) **Filing Date:** Oct 10, 2017
Status: Terminated **Status Date:** Jan 30, 2018
Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Strategic Capital Investment Partners Inc.
Correspondent Address: FRANK L POLITANO
K&L GATES LLP
1 NEWARK CTR FL 10
NEWARK NJ UNITED STATES , 07102-5237
Correspondent e-mail: nwtrademarks@klgates.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
THE CANNASSEUR	Abandoned - No Statement Of Use Filed	86373816	

Plaintiff(s)

Name: Jemie B.V.
Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606
Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2017	Nov 19, 2017
3	PENDING, INSTITUTED	Oct 10, 2017	
4	NOTICE OF DEFAULT	Nov 29, 2017	
5	BD DECISION: SUSTAINED	Jan 24, 2018	
6	TERMINATED	Jan 30, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91236343](#) **Filing Date:** Aug 28, 2017
Status: Terminated **Status Date:** Oct 05, 2017
Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: David Blake
Correspondent Address: STEPHEN B MOSIER
HAYES SOLOWAY PC
4640 E SKYLINE DR

TUCSON AZ UNITED STATES , 85718-1631

Correspondent e-mail: jbarton@hayes-soloway.com , admin@hayes-soloway.com

Mark	Application Status	Serial Number	Registration Number
CANNAESTHETICS	Registered	86708855	5519919

Plaintiff(s)

Name: Jamie B.V.

Correspondent JASON KORANSKY
Address: PATTISHALL MCAULIFFE NEWBURY
HILLIARD & GERALDSON LLP, 200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 28, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 28, 2017	Oct 07, 2017
3	PENDING, INSTITUTED	Aug 28, 2017	
4	MOT TO AMEND APPLICATION	Aug 29, 2017	
5	BD DECISION: DISMISSED	Oct 03, 2017	
6	TERMINATED	Oct 05, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91235845](#)

Filing Date: Jul 31, 2017

Status: Terminated

Status Date: Aug 01, 2018

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: CannaTrac Technology, Inc.

Correspondent KOURTNEY A MULCAHY
Address: HINSHAW & CULBERTSON LLP
222 N LASALLE STREET, SUITE 300
CHICAGO IL UNITED STATES , 60601

Correspondent e-mail: trademarks@hinshawlaw.com , kmulcahy@hinshawlaw.com

Mark	Application Status	Serial Number	Registration Number
CANNACARD REWARDS	Registered	87117105	5552896

Plaintiff(s)

Name: Jamie B.V.

Correspondent JASON KORANSKY
Address: PATTISHALL MCAULIFFE NEWBURY HILLIARD ET AL
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939

CANNA	Registered	86640828	5038951
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 31, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 31, 2017	Sep 09, 2017
3	PENDING, INSTITUTED	Jul 31, 2017	
4	STIP FOR EXT	Sep 06, 2017	
5	EXTENSION OF TIME GRANTED	Sep 06, 2017	
6	STIP FOR EXT	Nov 01, 2017	
7	EXTENSION OF TIME GRANTED	Nov 01, 2017	
8	STIP FOR EXT	Nov 30, 2017	
9	EXTENSION OF TIME GRANTED	Nov 30, 2017	
10	ANSWER	Jan 17, 2018	
11	MOT TO AMEND APPLICATION	May 16, 2018	
12	BD DECISION: DISMISSED W/ PREJ	Aug 01, 2018	
13	TERMINATED	Aug 01, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91235258](#) **Filing Date:** Jun 27, 2017
Status: Terminated **Status Date:** Mar 18, 2020
Interlocutory Attorney: WINSTON T FOLMAR

Defendant

Name: urban-gro, LLC
Correspondent Address: RACHEL A RICE
POLSINELLI PC
1401 LAWRENCE ST SUITE 2300
DENVER CO UNITED STATES , 80202
Correspondent e-mail: rrice@polsinelli.com , uspt@polsinelli.com , greimer@polsinelli.com , docketing@polsinelli.com , jwillard@polsinelli.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
OPTI-CANNA	Abandoned - After Inter-Partes Decision	87008605	

Plaintiff(s)

Name: Jemie B.V.
Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD GERALDSON
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606
Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com , pb@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 27, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 27, 2017	Aug 06, 2017
3	PENDING, INSTITUTED	Jun 27, 2017	
4	D MOT FOR EXT W/ CONSENT	Aug 03, 2017	
5	EXTENSION OF TIME GRANTED	Aug 04, 2017	
6	D CHANGE OF CORRESP ADDRESS	Sep 19, 2017	

7	D MOT FOR EXT W/ CONSENT	Nov 02, 2017
8	EXTENSION OF TIME GRANTED	Nov 02, 2017
9	ANSWER	Dec 04, 2017
10	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 02, 2018
11	SUSPENDED	Jan 02, 2018
12	STIP TO SUSP PEND SETTL NEGOTIATIONS	May 24, 2018
13	SUSPENDED	May 24, 2018
14	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 23, 2018
15	SUSPENDED	Oct 23, 2018
16	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 20, 2018
17	SUSPENDED	Dec 20, 2018
18	P MOT FOR EXT W/O CONSENT	Jan 29, 2019
19	D OPP/RESP TO MOTION	Feb 19, 2019
20	P REPLY IN SUPPORT OF MOTION	Mar 11, 2019
21	DISCOVERY CONFERENCE ORDERED BY BOARD	Mar 29, 2019
22	TRIAL DATES RESET	Apr 09, 2019
23	P MOT FOR EXT W/ CONSENT	Jun 17, 2019
24	EXTENSION OF TIME GRANTED	Jun 17, 2019
25	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 26, 2019
26	SUSPENDED	Jun 26, 2019
27	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 24, 2019
28	SUSPENDED	Sep 24, 2019
29	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 29, 2019
30	SUSPENDED	Oct 31, 2019
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Nov 27, 2019
32	SUSPENDED	Dec 02, 2019
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 08, 2020
34	SUSPENDED	Jan 13, 2020
35	W/DRAW OF APPLICATION	Mar 10, 2020
36	BD DECISION: OPP SUSTAINED	Mar 18, 2020
37	TERMINATED	Mar 18, 2020

Type of Proceeding: Opposition

Proceeding Number: [91233070](#)

Filing Date: Feb 24, 2017

Status: Terminated

Status Date: Jan 23, 2018

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: The Canna Nurse LLC

Correspondent Address: MARK I REICHENTHAL
BRANFMAN LAW GROUP P C
708 CIVIC CENTER DR
OCEANSIDE CA UNITED STATES , 92054

Correspondent e-mail: mark@branfman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
THE CANNA NURSE	Abandoned - After Inter-Partes Decision	86891153	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD ET AL
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

mail: _____

Associated marks			
Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 24, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 24, 2017	Apr 05, 2017
3	PENDING, INSTITUTED	Feb 24, 2017	
4	P MOT FOR EXT W/ CONSENT	Mar 09, 2017	
5	EXTENSION OF TIME GRANTED	Mar 09, 2017	
6	NOTICE OF DEFAULT	Jul 31, 2017	
7	D MOT TO SET ASIDE; EXT TIME TO ANSWER	Aug 21, 2017	
8	PROCEEDINGS RESUMED; DEFAULT SET ASIDE;ANSWER DUE	Sep 15, 2017	
9	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Sep 27, 2017	
10	SUSPENDED	Sep 27, 2017	
11	W/DRAW OF APPLICATION	Jan 15, 2018	
12	BD DECISION: SUSTAINED	Jan 23, 2018	
13	TERMINATED	Jan 23, 2018	

Type of Proceeding: Extension of Time

Proceeding Number: [86745098](#)

Filing Date: Mar 15, 2016

Status: Terminated

Status Date: Sep 13, 2016

Interlocutory Attorney:

Defendant

Name: Jemie B.V.

Correspondent Address: JONATHAN S. JENNINGS
Pattishall McAuliffe Newbury Hilliard &
200 S Wacker Dr Ste 2900
Chicago IL , 60606-5896

Associated marks			
Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939

Potential Opposer(s)

Name: urban-gro, LLC

Correspondent Address: Rachel A. Rice
Modus Law, Ltd.
Suite 2001123 Spruce St.
Boulder CO UNITED STATES , 80302

Correspondent e-mail: rar@moduslaw.com

Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Mar 15, 2016	
2	EXTENSION OF TIME GRANTED	Mar 16, 2016	
3	INCOMING - EXT TIME TO OPPOSE FILED	Apr 30, 2016	
4	EXTENSION OF TIME GRANTED	Apr 30, 2016	
5	INCOMING - EXT TIME TO OPPOSE FILED	Jun 29, 2016	
6	EXTENSION OF TIME GRANTED	Jun 29, 2016	

United States of America

United States Patent and Trademark Office

CANNA

Reg. No. 5,129,939

Registered Jan. 24, 2017

Int. Cl.: 1, 5

Trademark

Principal Register

Jemie B.V. (NETHERLANDS LIMITED LIABILITY COMPANY)
Beneluxweg 37
Oosterhout NETHERLANDS NL4904SJ

CLASS 1: Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growing media for plants; plant growth regulating preparations

FIRST USE 00-00-1993; IN COMMERCE 6-25-2002

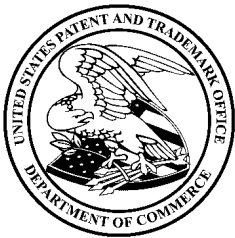
CLASS 5: Preparations for destroying vermin; crop protection preparations, namely, fungicides, herbicides parasiticides, pesticides, weed killers, algaecides

FIRST USE 00-00-1993; IN COMMERCE 9-00-2003

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

OWNER OF U.S. REG. NO. 3964488

SER. NO. 86-745,098, FILED 09-02-2015
JEFFREY J LOOK, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

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>.

Generated on: This page was generated by TSDR on 2020-12-14 13:32:21 EST

Mark: CANNA

CANNA

US Serial Number: 86640828

Application Filing Date: May 26, 2015

US Registration Number: 5038951

Registration Date: Sep. 13, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Sep. 13, 2016

Publication Date: Mar. 22, 2016

Mark Information

Mark Literal Elements: CANNA

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the word "CANNA" underlined.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 26.17.13 - Underlined words or letters; Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters

Related Properties Information

Claimed Ownership of US Registrations: 3964488

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: Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growing media for plants; plant growth regulating preparations

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 046

Class Status: ACTIVE

Basis: 1(a)

First Use: 1993

Use in Commerce: Sep. 2003

For: Crop protection preparations, namely, fungicides and pesticides

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: 1993

Use in Commerce: Sep. 2003

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.

Owner Address: Beneluxweg 37, 4904 SJ
Oosterhout NETHERLANDS NL4904SJ

Legal Entity Type: limited liability company

State or Country Where Organized: NETHERLANDS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jonathan S. Jennings

Docket Number: 2926-000-000

Attorney Primary Email Address: JSJ@pattishall.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: JONATHAN S. JENNINGS
Pattishall McAuliffe Newbury Hilliard & Geraldts
200 S Wacker Dr Ste 2900
Chicago, ILLINOIS UNITED STATES 60606-5896

Phone: (312) 554-8000

Fax: (312) 554-8015

Correspondent e-mail: JSJ@pattishall.com kep@pattishall.com DocketMail@pattishall.com JMK@pattishall.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Jonathan S. Jennings

Phone: (312) 554-8000

Fax: (312) 554-8015

Domestic Representative e-mail: JSJ@pattishall.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Sep. 13, 2016	REGISTERED-PRINCIPAL REGISTER	
Aug. 05, 2016	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Mar. 26, 2016	EXTENSION OF TIME TO OPPOSE RECEIVED	
Mar. 22, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 22, 2016	PUBLISHED FOR OPPOSITION	
Mar. 02, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 05, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 22, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	88889

Jan. 21, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 21, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 16, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 16, 2015	NON-FINAL ACTION E-MAILED	6325
Oct. 16, 2015	NON-FINAL ACTION WRITTEN	72008
Oct. 08, 2015	ASSIGNED TO EXAMINER	72008
Jun. 02, 2015	ASSIGNED TO EXAMINER	68110
Jun. 02, 2015	ASSIGNED TO EXAMINER	72008
Jun. 02, 2015	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Jun. 01, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 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: Sep. 13, 2016

Proceedings

Summary

Number of Proceedings: 12

Type of Proceeding: Opposition

Proceeding Number: [91265492](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Himle, Todd

Correspondent Address: DAVID S. D'ASCENZO
DASCENZO GATES INTELLECTUAL PROPERTY LAW, P.C.
1000 S.W. BROADWAY, SUITE 1555
PORTLAND OR UNITED STATES , 97205

Correspondent e-mail: david@dgjp.law , robin@dgjp.law , nita@dgjp.law

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLEUR DE CANNA	Opposition Pending	88233972	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942

CANNAZYM Registered [87395826](#) [5389880](#)
CANNATALK Registered [86762679](#) [4986807](#)

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91265500](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Zenwork, Inc

Correspondent Address: PATRICK C. STEPHENSON
KUTAK ROCK LLP
1650 FARNAM STREET
OMAHA NE UNITED STATES , 68102

Correspondent e-mail: trademarks.stephenson@kutakrock.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ZENCANNA	Opposition Pending	88580810	
ZENCANNA	Opposition Pending	88580815	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding [91252581](#)

Filing Date: Nov 27, 2019

Number: _____

Status: Terminated

Status Date: Feb 29, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Auxergen, Inc.

Correspondent Address: AUXERGEN INC
2105 DOBLER AVE
BALTIMORE MD UNITED STATES , 21218

Correspondent e-mail: greg@auxergen.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNAMARK	Abandoned - After Inter-Partes Decision	88237888	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE , SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 27, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 27, 2019	Jan 06, 2020
3	INSTITUTED	Nov 27, 2019	
4	NOTICE OF DEFAULT	Jan 16, 2020	
5	BD DECISION: OPP SUSTAINED	Feb 29, 2020	
6	TERMINATED	Feb 29, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91243786](#)

Filing Date: Sep 24, 2018

Status: Terminated

Status Date: Jan 30, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: LevoGen Biosystems Ltd

Correspondent Address: CHIH-CHENG TAI
#101-277 MOUNTAIN HWY
NORTH VANCOUVER BC CANADA , V7J3T6

Correspondent e-mail: joectai@gmail.com , leon@levogenbio.com , matt@levogenbio.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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Plaintiff(s)**Name:** Jemie B.V.**Correspondent Address:** JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606**Correspondent e-mail:** jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 24, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 25, 2018	Nov 04, 2018
3	INSTITUTED	Sep 25, 2018	
4	NOTICE OF DEFAULT	Nov 14, 2018	
5	BD DECISION: OPP SUSTAINED	Jan 30, 2019	
6	TERMINATED	Jan 30, 2019	

Type of Proceeding: Opposition**Proceeding Number:** [91240697](#)**Filing Date:** Apr 17, 2018**Status:** Terminated**Status Date:** Mar 23, 2019**Interlocutory Attorney:** ELIZABETH A DUNN**Defendant****Name:** Cann-Care Company aka Cann-Care Co**Correspondent Address:** JAMES NAMNATH
CANN CARE COMPANY
417 MACE BLVD J236
DAVIS CA UNITED STATES , 95618**Correspondent e-mail:** drjames@gmail.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
CANN-CARE	Registered	87567614	5736904

Plaintiff(s)**Name:** Jemie B.V.**Correspondent Address:** JONATHAN S JENNINGS
PATTISHAL MCAULIFFE NEWBURY ET AL
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606**Correspondent e-mail:** jsj@pattishall.com , jmk@pattishall.com , docket@pattishall.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941

CANNA START
CANNAZYM

Registered
Registered

[87395839](#)
[87395826](#)

[5399942](#)
[5389880](#)

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 17, 2018	May 27, 2018
3	PENDING, INSTITUTED	Apr 17, 2018	
4	ANSWER	May 23, 2018	
5	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 12, 2018	
6	SUSPENDED	Sep 12, 2018	
7	D RESPONSE TO P'S INTERROGATORIES	Mar 04, 2019	
8	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 11, 2019	
9	SUSPENDED	Mar 11, 2019	
10	W/DRAW OF OPPOSITION	Mar 19, 2019	
11	BD DECISION: OPP DISMISSED W/O PREJ	Mar 23, 2019	
12	CORRECTION TO BD ORDER	Mar 23, 2019	
13	TERMINATED	Mar 23, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91237770](#)

Filing Date: Nov 13, 2017

Status: Terminated

Status Date: Jun 20, 2018

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Cannaplex Compliance Management LLC

Correspondent Address: SHABNAM MALEK
BRAND & BRANCH LLP
1714 FRANKLIN ST NO. 100-336
OAKLAND CA UNITED STATES , 94612

Correspondent e-mail: trademarks@brandandbranch.com , amanda@brandandbranch.com , shabnam@brandandbranch.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNAPLEX	Abandoned - No Statement Of Use Filed	87016990	
CANNAPLEX	Abandoned - No Statement Of Use Filed	87016991	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD ET AL
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60304

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 13, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 13, 2017	Dec 23, 2017
3	PENDING, INSTITUTED	Nov 13, 2017	
4	STIP FOR EXT	Dec 20, 2017	
5	EXTENSION OF TIME GRANTED	Dec 20, 2017	

6	MOT TO AMEND APPLICATION	Mar 20, 2018
7	BD DECISION: DISMISSED	Jun 20, 2018
8	TERMINATED	Jun 20, 2018

Type of Proceeding: Opposition

Proceeding Number: [91237122](#) **Filing Date:** Oct 10, 2017
Status: Terminated **Status Date:** Jan 30, 2018
Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Strategic Capital Investment Partners Inc.
Correspondent Address: FRANK L POLITANO
K&L GATES LLP
1 NEWARK CTR FL 10
NEWARK NJ UNITED STATES , 07102-5237
Correspondent e-mail: nwtrademarks@klgates.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
THE CANNASSEUR	Abandoned - No Statement Of Use Filed	86373816	

Plaintiff(s)

Name: Jamie B.V.
Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606
Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 10, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 10, 2017	Nov 19, 2017
3	PENDING, INSTITUTED	Oct 10, 2017	
4	NOTICE OF DEFAULT	Nov 29, 2017	
5	BD DECISION: SUSTAINED	Jan 24, 2018	
6	TERMINATED	Jan 30, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91236343](#) **Filing Date:** Aug 28, 2017
Status: Terminated **Status Date:** Oct 05, 2017
Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: David Blake
Correspondent Address: STEPHEN B MOSIER
HAYES SOLOWAY PC
4640 E SKYLINE DR
TUCSON AZ UNITED STATES , 85718-1631
Correspondent e-mail: jbarton@hayes-soloway.com , admin@hayes-soloway.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNAESTHETICS	Registered	86708855	5519919

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY
HILLIARD & GERALDSON LLP, 200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Mark	Application Status	Serial Number	Registration Number
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CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 28, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 28, 2017	Oct 07, 2017
3	PENDING, INSTITUTED	Aug 28, 2017	
4	MOT TO AMEND APPLICATION	Aug 29, 2017	
5	BD DECISION: DISMISSED	Oct 03, 2017	
6	TERMINATED	Oct 05, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91235845](#)

Filing Date: Jul 31, 2017

Status: Terminated

Status Date: Aug 01, 2018

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: CannaTrac Technology, Inc.

Correspondent Address: KOURTNEY A MULCAHY
HINSHAW & CULBERTSON LLP
222 N LASALLE STREET, SUITE 300
CHICAGO IL UNITED STATES , 60601

Correspondent e-mail: trademarks@hinshawlaw.com , kmulcahy@hinshawlaw.com

Mark	Application Status	Serial Number	Registration Number
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CANNACARD REWARDS	Registered	87117105	5552896
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Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD ET AL
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Mark	Application Status	Serial Number	Registration Number
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CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 31, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 31, 2017	Sep 09, 2017
3	PENDING, INSTITUTED	Jul 31, 2017	
4	STIP FOR EXT	Sep 06, 2017	
5	EXTENSION OF TIME GRANTED	Sep 06, 2017	
6	STIP FOR EXT	Nov 01, 2017	
7	EXTENSION OF TIME GRANTED	Nov 01, 2017	
8	STIP FOR EXT	Nov 30, 2017	
9	EXTENSION OF TIME GRANTED	Nov 30, 2017	
10	ANSWER	Jan 17, 2018	
11	MOT TO AMEND APPLICATION	May 16, 2018	
12	BD DECISION: DISMISSED W/ PREJ	Aug 01, 2018	
13	TERMINATED	Aug 01, 2018	

Type of Proceeding: Opposition

Proceeding Number: [91235258](#)

Filing Date: Jun 27, 2017

Status: Terminated

Status Date: Mar 18, 2020

Interlocutory Attorney: WINSTON T FOLMAR

Defendant

Name: urban-gro, LLC

Correspondent Address: RACHEL A RICE
POL SINELLI PC
1401 LAWRENCE ST SUITE 2300
DENVER CO UNITED STATES , 80202

Correspondent e-mail: rice@polsinelli.com , uspt@polsinelli.com , greimer@polsinelli.com , docketing@polsinelli.com , jwillard@polsinelli.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
OPTI-CANNA	Abandoned - After Inter-Partes Decision	87008605	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD GERALDSON
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com , pb@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 27, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 27, 2017	Aug 06, 2017
3	PENDING, INSTITUTED	Jun 27, 2017	
4	D MOT FOR EXT W/ CONSENT	Aug 03, 2017	
5	EXTENSION OF TIME GRANTED	Aug 04, 2017	
6	D CHANGE OF CORRESP ADDRESS	Sep 19, 2017	
7	D MOT FOR EXT W/ CONSENT	Nov 02, 2017	
8	EXTENSION OF TIME GRANTED	Nov 02, 2017	
9	ANSWER	Dec 04, 2017	

10	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 02, 2018
11	SUSPENDED	Jan 02, 2018
12	STIP TO SUSP PEND SETTL NEGOTIATIONS	May 24, 2018
13	SUSPENDED	May 24, 2018
14	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 23, 2018
15	SUSPENDED	Oct 23, 2018
16	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 20, 2018
17	SUSPENDED	Dec 20, 2018
18	P MOT FOR EXT W/O CONSENT	Jan 29, 2019
19	D OPP/RESP TO MOTION	Feb 19, 2019
20	P REPLY IN SUPPORT OF MOTION	Mar 11, 2019
21	DISCOVERY CONFERENCE ORDERED BY BOARD	Mar 29, 2019
22	TRIAL DATES RESET	Apr 09, 2019
23	P MOT FOR EXT W/ CONSENT	Jun 17, 2019
24	EXTENSION OF TIME GRANTED	Jun 17, 2019
25	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 26, 2019
26	SUSPENDED	Jun 26, 2019
27	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 24, 2019
28	SUSPENDED	Sep 24, 2019
29	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 29, 2019
30	SUSPENDED	Oct 31, 2019
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Nov 27, 2019
32	SUSPENDED	Dec 02, 2019
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 08, 2020
34	SUSPENDED	Jan 13, 2020
35	W/DRAW OF APPLICATION	Mar 10, 2020
36	BD DECISION: OPP SUSTAINED	Mar 18, 2020
37	TERMINATED	Mar 18, 2020

Type of Proceeding: Opposition

Proceeding Number: [91233070](#)

Filing Date: Feb 24, 2017

Status: Terminated

Status Date: Jan 23, 2018

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: The Canna Nurse LLC

Correspondent Address: MARK I REICHENTHAL
BRANFMAN LAW GROUP P C
708 CIVIC CENTER DR
OCEANSIDE CA UNITED STATES , 92054

Correspondent e-mail: markr@branfman.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
THE CANNA NURSE	Abandoned - After Inter-Partes Decision	86891153	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD ET AL
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 24, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 24, 2017	Apr 05, 2017
3	PENDING, INSTITUTED	Feb 24, 2017	
4	P MOT FOR EXT W/ CONSENT	Mar 09, 2017	
5	EXTENSION OF TIME GRANTED	Mar 09, 2017	
6	NOTICE OF DEFAULT	Jul 31, 2017	
7	D MOT TO SET ASIDE; EXT TIME TO ANSWER	Aug 21, 2017	
8	PROCEEDINGS RESUMED; DEFAULT SET ASIDE;ANSWER DUE	Sep 15, 2017	
9	STIP TO SUSP PEND SETTLE NEGOTIATIONS	Sep 27, 2017	
10	SUSPENDED	Sep 27, 2017	
11	W/DRAW OF APPLICATION	Jan 15, 2018	
12	BD DECISION: SUSTAINED	Jan 23, 2018	
13	TERMINATED	Jan 23, 2018	

Type of Proceeding: Extension of Time

Proceeding Number: [86640828](#)

Filing Date: Mar 26, 2016

Status: Terminated

Status Date: Aug 05, 2016

Interlocutory Attorney:

Defendant

Name: Jemie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHAL MCAULIFFE NEWBURY HILLIARD & ET AL
200 S WACKER DR STE 2900
CHICAGO IL UNITED STATES , 60606-5896

Correspondent e-mail: JSJ@pattishall.com , kep@pattishall.com , DocketMail@pattishall.com , JMK@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86640828	5038951

Potential Opposer(s)

Name: urban-gro, LLC

Correspondent Address: RACHEL A RICE
MODUS LAW LTD
1123 SPRUCE ST STE 200
BOULDER CO UNITED STATES , 80302

Correspondent e-mail: rar@moduslaw.com

Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Mar 26, 2016	
2	EXTENSION OF TIME GRANTED	Mar 26, 2016	
3	INCOMING - EXT TIME TO OPPOSE FILED	May 23, 2016	
4	EXTENSION OF TIME GRANTED	May 23, 2016	
5	TERMINATED	Aug 05, 2016	

United States of America

United States Patent and Trademark Office

CANNA

Reg. No. 5,038,951

Registered Sep. 13, 2016

Int. Cl.: 1, 5

Trademark

Principal Register

Jemie B.V. (NETHERLANDS limited liability company)
Beneluxweg 37, 4904 SJ
Oosterhout NETHERLANDS NL4904SJ

CLASS 1: Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growing media for plants; plant growth regulating preparations

FIRST USE 00-00-1993; IN COMMERCE 9-00-2003

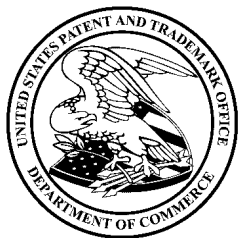
CLASS 5: Crop protection preparations, namely, fungicides and pesticides

FIRST USE 00-00-1993; IN COMMERCE 9-00-2003

The mark consists of the word "CANNA" underlined.

OWNER OF U.S. REG. NO. 3964488

SER. NO. 86-640,828, FILED 05-26-2015
JEFFREY J LOOK, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

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>.

Generated on: This page was generated by TSDR on 2020-12-14 13:33:51 EST

Mark: CANNABOOST

CANNABOOST

US Serial Number: 87395831

Application Filing Date: Apr. 03, 2017

US Registration Number: 5399941

Registration Date: Feb. 13, 2018

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Feb. 13, 2018

Publication Date: Nov. 28, 2017

Mark Information

Mark Literal Elements: CANNABOOST

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

Related Properties Information

Claimed Ownership of US Registrations: 5038951, 5129939

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: Plant growth stimulators

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 23, 2007

Use in Commerce: Nov. 23, 2007

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.

Owner Address: Beneluxweg 37
Oosterhout NETHERLANDS 4904SJ

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: NETHERLANDS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jonathan S. Jennings

Docket Number: 2926-00-003

Attorney Primary Email Address: JSJ@pattishall.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: JONATHAN S. JENNINGS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDS
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO, ILLINOIS UNITED STATES 60606

Phone: (312) 554-8000

Fax: (312) 554-8015

Correspondent e-mail: JSJ@pattishall.com JMK@pattishall.com kep@pattishall.com ttishall.com docket@pattishall.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Jonathan S. Jennings

Phone: (312) 554-8000

Fax: (312) 554-8015

Domestic Representative e-mail: JSJ@pattishall.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Feb. 13, 2018	REGISTERED-PRINCIPAL REGISTER	
Nov. 28, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 28, 2017	PUBLISHED FOR OPPOSITION	
Nov. 08, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 25, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 24, 2017	ASSIGNED TO EXAMINER	83184
Apr. 18, 2017	ASSIGNED TO EXAMINER	78196
Apr. 07, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 06, 2017	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: Feb. 13, 2018

Proceedings

Summary

Number of Proceedings: 5

Type of Proceeding: Opposition

Proceeding Number: [91265492](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Himle, Todd

Correspondent Address: DAVID S. D'ASCENZO
DASCENZO GATES INTELLECTUAL PROPERTY LAW, P.C.
1000 S.W. BROADWAY, SUITE 1555
PORTLAND OR UNITED STATES , 97205

Correspondent e-mail: david@dgip.law , robin@dgip.law , nita@dgip.law

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLEUR DE CANNA	Opposition Pending	88233972	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91265500](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Zenwork, Inc

Correspondent Address: PATRICK C. STEPHENSON
KUTAK ROCK LLP
1650 FARNAM STREET
OMAHA NE UNITED STATES , 68102

Correspondent e-mail: trademarks.stephenson@kutakrock.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ZENCANNA	Opposition Pending	88580810	
ZENCANNA	Opposition Pending	88580815	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91252581](#)

Filing Date: Nov 27, 2019

Status: Terminated

Status Date: Feb 29, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Auxergen, Inc.

Correspondent Address: AUXERGEN INC
2105 DOBLER AVE
BALTIMORE MD UNITED STATES , 21218

Correspondent e-mail: greg@auxergen.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNAMARK	Abandoned - After Inter-Partes Decision	88237888	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE , SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 27, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 27, 2019	Jan 06, 2020
3	INSTITUTED	Nov 27, 2019	
4	NOTICE OF DEFAULT	Jan 16, 2020	
5	BD DECISION: OPP SUSTAINED	Feb 29, 2020	
6	TERMINATED	Feb 29, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91243786](#)

Filing Date: Sep 24, 2018

Status: Terminated

Status Date: Jan 30, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: LevoGen Biosystems Ltd

Correspondent Address: CHIH-CHENG TAI
#101-277 MOUNTAIN HWY
NORTH VANCOUVER BC CANADA , V7J3T6

Correspondent e-mail: joecctai@gmail.com , leon@levogenbio.com , matt@levogenbio.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BIGCANA	Abandoned - After Inter-Partes Decision	87749352	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 24, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 25, 2018	Nov 04, 2018
3	INSTITUTED	Sep 25, 2018	
4	NOTICE OF DEFAULT	Nov 14, 2018	
5	BD DECISION: OPP SUSTAINED	Jan 30, 2019	
6	TERMINATED	Jan 30, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91240697](#)

Filing Date: Apr 17, 2018

Status: Terminated

Status Date: Mar 23, 2019

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Cann-Care Company aka Cann-Care Co

Correspondent Address: JAMES NAMNATH
CANN CARE COMPANY
417 MACE BLVD J236
DAVIS CA UNITED STATES , 95618

Correspondent e-mail: drjames@gmail.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANN-CARE	Registered	87567614	5736904

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHAL MCAULIFFE NEWBURY ET AL
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jsj@pattishall.com , jmk@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 17, 2018	May 27, 2018
3	PENDING, INSTITUTED	Apr 17, 2018	
4	ANSWER	May 23, 2018	
5	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 12, 2018	
6	SUSPENDED	Sep 12, 2018	
7	D RESPONSE TO P'S INTERROGATORIES	Mar 04, 2019	
8	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 11, 2019	
9	SUSPENDED	Mar 11, 2019	
10	W/DRAW OF OPPOSITION	Mar 19, 2019	
11	BD DECISION: OPP DISMISSED W/O PREJ	Mar 23, 2019	
12	CORRECTION TO BD ORDER	Mar 23, 2019	
13	TERMINATED	Mar 23, 2019	

United States of America

United States Patent and Trademark Office

CANNABOOST

Reg. No. 5,399,941

Registered Feb. 13, 2018

Int. Cl.: 1

Trademark

Principal Register

Jemie B.V. (NETHERLANDS LIMITED LIABILITY COMPANY)
Beneluxweg 37
Oosterhout, NETHERLANDS 4904SJ

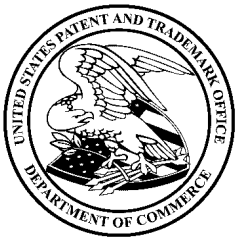
CLASS 1: Plant growth stimulators

FIRST USE 11-23-2007; IN COMMERCE 11-23-2007

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

OWNER OF U.S. REG. NO. 5129939, 5038951

SER. NO. 87-395,831, FILED 04-03-2017



Andrei Iancu

Director of the United States
Patent and Trademark Office

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>.

Generated on: This page was generated by TSDR on 2020-12-14 13:35:21 EST

Mark: CANNA START

CANNA START

US Serial Number: 87395839

Application Filing Date: Apr. 03, 2017

US Registration Number: 5399942

Registration Date: Feb. 13, 2018

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Feb. 13, 2018

Publication Date: Nov. 28, 2017

Mark Information

Mark Literal Elements: CANNA START

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

Related Properties Information

Claimed Ownership of US Registrations: 5038951, 5129939

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: Plant growth nutrients

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 04, 2011

Use in Commerce: Jul. 04, 2011

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.

Owner Address: Beneluxweg 37
Oosterhout NETHERLANDS 4904SJ

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country NETHERLANDS
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jonathan S. Jennings

Docket Number: 2926-00-0027

Attorney Primary JSJ@pattishall.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent JONATHAN S. JENNINGS
Name/Address: PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDS
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO, ILLINOIS UNITED STATES 60606

Phone: (312) 554-8000

Fax: (312) 554-8015

Correspondent e-mail: JSJ@pattishall.com JMK@pattishall.com kep@pattishall.com
ttishall.com docket@pattishall.com

Correspondent e-mail Yes
Authorized:

Domestic Representative

Domestic Jonathan S. Jennings
Representative
Name:

Phone: (312) 554-8000

Fax: (312) 554-8015

Domestic JSJ@pattishall.com
Representative e-mail:

Domestic Yes
Representative e-mail Authorized:

Prosecution History

Date	Description	Proceeding Number
Feb. 13, 2018	REGISTERED-PRINCIPAL REGISTER	
Nov. 28, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 28, 2017	PUBLISHED FOR OPPOSITION	
Nov. 08, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 25, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 24, 2017	ASSIGNED TO EXAMINER	83184
Apr. 18, 2017	ASSIGNED TO EXAMINER	83176
Apr. 07, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 06, 2017	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: Feb. 13, 2018

Proceedings

Summary

Number of 5
Proceedings:

Type of Proceeding: Opposition

Proceeding Number: [91265492](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Himle, Todd

Correspondent Address: DAVID S. D'ASCENZO
DASCENZO GATES INTELLECTUAL PROPERTY LAW, P.C.
1000 S.W. BROADWAY, SUITE 1555
PORTLAND OR UNITED STATES , 97205

Correspondent e-mail: david@dgip.law , robin@dgip.law , nita@dgip.law

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLEUR DE CANNA	Opposition Pending	88233972	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91265500](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Zenwork, Inc

Correspondent Address: PATRICK C. STEPHENSON
KUTAK ROCK LLP
1650 FARNAM STREET
OMAHA NE UNITED STATES , 68102

Correspondent e-mail: trademarks.stephenson@kutakrock.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ZENCANNA	Opposition Pending	88580810	
ZENCANNA	Opposition Pending	88580815	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
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CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
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3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91252581](#)

Filing Date: Nov 27, 2019

Status: Terminated

Status Date: Feb 29, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Auxergen, Inc.

Correspondent Address: AUXERGEN INC
2105 DOBLER AVE
BALTIMORE MD UNITED STATES , 21218

Correspondent e-mail: greg@auxergen.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
CANNAMARK	Abandoned - After Inter-Partes Decision	88237888	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE , SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks			Registration

Mark	Application Status	Serial Number	Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 27, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 27, 2019	Jan 06, 2020
3	INSTITUTED	Nov 27, 2019	
4	NOTICE OF DEFAULT	Jan 16, 2020	
5	BD DECISION: OPP SUSTAINED	Feb 29, 2020	
6	TERMINATED	Feb 29, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91243786](#)

Filing Date: Sep 24, 2018

Status: Terminated

Status Date: Jan 30, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: LevoGen Biosystems Ltd

Correspondent Address: CHIH-CHENG TAI
#101-277 MOUNTAIN HWY
NORTH VANCOUVER BC CANADA , V7J3T6

Correspondent e-mail: joecctai@gmail.com , leon@levogenbio.com , matt@levogenbio.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BIGCANA	Abandoned - After Inter-Partes Decision	87749352	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 24, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 25, 2018	Nov 04, 2018
3	INSTITUTED	Sep 25, 2018	
4	NOTICE OF DEFAULT	Nov 14, 2018	
5	BD DECISION: OPP SUSTAINED	Jan 30, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91240697](#)

Filing Date: Apr 17, 2018

Status: Terminated

Status Date: Mar 23, 2019

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Cann-Care Company aka Cann-Care Co

Correspondent Address: JAMES NAMNATH
CANN CARE COMPANY
417 MACE BLVD J236
DAVIS CA UNITED STATES , 95618

Correspondent e-mail: drjames@gmail.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANN-CARE	Registered	87567614	5736904

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHAL MCAULIFFE NEWBURY ET AL
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jsi@pattishall.com , jmk@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 17, 2018	May 27, 2018
3	PENDING, INSTITUTED	Apr 17, 2018	
4	ANSWER	May 23, 2018	
5	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 12, 2018	
6	SUSPENDED	Sep 12, 2018	
7	D RESPONSE TO P'S INTERROGATORIES	Mar 04, 2019	
8	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 11, 2019	
9	SUSPENDED	Mar 11, 2019	
10	W/DRAW OF OPPOSITION	Mar 19, 2019	
11	BD DECISION: OPP DISMISSED W/O PREJ	Mar 23, 2019	
12	CORRECTION TO BD ORDER	Mar 23, 2019	
13	TERMINATED	Mar 23, 2019	

United States of America

United States Patent and Trademark Office

CANNA START

Reg. No. 5,399,942

Registered Feb. 13, 2018

Int. Cl.: 1

Trademark

Principal Register

Jemie B.V. (NETHERLANDS LIMITED LIABILITY COMPANY)

Beneluxweg 37

Oosterhout, NETHERLANDS 4904SJ

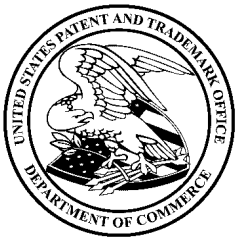
CLASS 1: Plant growth nutrients

FIRST USE 7-4-2011; IN COMMERCE 7-4-2011

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

OWNER OF U.S. REG. NO. 5129939, 5038951

SER. NO. 87-395,839, FILED 04-03-2017



Andrei Iancu

Director of the United States
Patent and Trademark Office

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*

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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>.

Generated on: This page was generated by TSDR on 2020-12-14 13:36:39 EST

Mark: CANNAZYM

CANNAZYM

US Serial Number: 87395826

Application Filing Date: Apr. 03, 2017

US Registration Number: 5389880

Registration Date: Jan. 30, 2018

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Jan. 30, 2018

Publication Date: Nov. 14, 2017

Mark Information

Mark Literal Elements: CANNAZYM

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

Related Properties Information

Claimed Ownership of US Registrations: 5038951, 5129939

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: Enzymes used to promote plant growth

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 22, 2003

Use in Commerce: Sep. 22, 2003

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.

Owner Address: Beneluxweg 37
Oosterhout NETHERLANDS 4904SJ

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: NETHERLANDS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jonathan S. Jennings

Docket Number: 2926-00-0026

Attorney Primary Email Address: JSJ@pattishall.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: JONATHAN S. JENNINGS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDS
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO, ILLINOIS UNITED STATES 60606

Phone: (312) 554-8000

Fax: (312) 554-8015

Correspondent e-mail: JSJ@pattishall.com JMK@pattishall.com kep@pattishall.com doCKET@pattishall.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: Jonathan S. Jennings

Phone: (312) 554-8000

Fax: (312) 554-8015

Domestic Representative e-mail: JSJ@pattishall.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Jan. 30, 2018	REGISTERED-PRINCIPAL REGISTER	
Nov. 14, 2017	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 14, 2017	PUBLISHED FOR OPPOSITION	
Oct. 25, 2017	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 29, 2017	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 26, 2017	ASSIGNED TO EXAMINER	82107
Apr. 25, 2017	ASSIGNED TO EXAMINER	76072
Apr. 07, 2017	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 06, 2017	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: Jan. 30, 2018

Proceedings

Summary

Number of Proceedings: 5

Type of Proceeding: Opposition

Proceeding Number: [91265492](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Himle, Todd

Correspondent Address: DAVID S. D'ASCENZO
DASCENZO GATES INTELLECTUAL PROPERTY LAW, P.C.
1000 S.W. BROADWAY, SUITE 1555
PORTLAND OR UNITED STATES , 97205

Correspondent e-mail: david@dgip.law , robin@dgip.law , nita@dgip.law

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLEUR DE CANNA	Opposition Pending	88233972	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

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CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
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3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91265500](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Zenwork, Inc

Correspondent Address: PATRICK C. STEPHENSON
KUTAK ROCK LLP
1650 FARNAM STREET
OMAHA NE UNITED STATES , 68102

Correspondent e-mail: trademarks.stephenson@kutakrock.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ZENCANNA	Opposition Pending	88580810	
ZENCANNA	Opposition Pending	88580815	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

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CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
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5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91252581](#)

Filing Date: Nov 27, 2019

Status: Terminated

Status Date: Feb 29, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Auxergen, Inc.

Correspondent Address: AUXERGEN INC
2105 DOBLER AVE
BALTIMORE MD UNITED STATES , 21218

Correspondent e-mail: greg@auxergen.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNAMARK	Abandoned - After Inter-Partes Decision	88237888	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE , SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 27, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 27, 2019	Jan 06, 2020
3	INSTITUTED	Nov 27, 2019	
4	NOTICE OF DEFAULT	Jan 16, 2020	
5	BD DECISION: OPP SUSTAINED	Feb 29, 2020	
6	TERMINATED	Feb 29, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91243786](#)

Filing Date: Sep 24, 2018

Status: Terminated

Status Date: Jan 30, 2019

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: LevoGen Biosystems Ltd

Correspondent Address: CHIH-CHENG TAI
#101-277 MOUNTAIN HWY
NORTH VANCOUVER BC CANADA , V7J3T6

Correspondent e-mail: jocctai@gmail.com , leon@levogenbio.com , matt@levogenbio.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
BIGCANA	Abandoned - After Inter-Partes Decision	87749352	

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

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CANNA	Registered	86745098	5129939
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CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 24, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 25, 2018	Nov 04, 2018
3	INSTITUTED	Sep 25, 2018	
4	NOTICE OF DEFAULT	Nov 14, 2018	
5	BD DECISION: OPP SUSTAINED	Jan 30, 2019	
6	TERMINATED	Jan 30, 2019	

Type of Proceeding: Opposition

Proceeding Number: [91240697](#)

Filing Date: Apr 17, 2018

Status: Terminated

Status Date: Mar 23, 2019

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Cann-Care Company aka Cann-Care Co

Correspondent Address: JAMES NAMNATH
CANN CARE COMPANY
417 MACE BLVD J236
DAVIS CA UNITED STATES , 95618

Correspondent e-mail: drjames@gmail.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANN-CARE	Registered	87567614	5736904

Plaintiff(s)

Name: Jamie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHAL MCAULIFFE NEWBURY ET AL
200 SOUTH WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jsj@pattishall.com , jmk@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941
CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 17, 2018	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 17, 2018	May 27, 2018
3	PENDING, INSTITUTED	Apr 17, 2018	
4	ANSWER	May 23, 2018	
5	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 12, 2018	
6	SUSPENDED	Sep 12, 2018	
7	D RESPONSE TO P'S INTERROGATORIES	Mar 04, 2019	
8	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 11, 2019	
9	SUSPENDED	Mar 11, 2019	
10	W/DRAW OF OPPOSITION	Mar 19, 2019	
11	BD DECISION: OPP DISMISSED W/O PREJ	Mar 23, 2019	
12	CORRECTION TO BD ORDER	Mar 23, 2019	
13	TERMINATED	Mar 23, 2019	

United States of America

United States Patent and Trademark Office

CANNAZYM

Reg. No. 5,389,880

Registered Jan. 30, 2018

Int. Cl.: 1

Trademark

Principal Register

Jemie B.V. (NETHERLANDS LIMITED LIABILITY COMPANY)
Beneluxweg 37
Oosterhout, NETHERLANDS 4904SJ

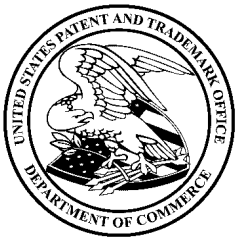
CLASS 1: Enzymes used to promote plant growth

FIRST USE 9-22-2003; IN COMMERCE 9-22-2003

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

OWNER OF U.S. REG. NO. 5129939, 5038951

SER. NO. 87-395,826, FILED 04-03-2017



Joseph Matol

Performing the Functions and Duties of the
Under Secretary of Commerce for
Intellectual Property and Director of the
United States Patent and Trademark Office

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:

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- **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*

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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.

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Mark: CANNATALK

CANNATALK

US Serial Number: 86762679

Application Filing Date: Sep. 21, 2015

US Registration Number: 4986807

Registration Date: Jun. 28, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Jun. 28, 2016

Publication Date: Apr. 12, 2016

Mark Information

Mark Literal Elements: CANNATALK

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

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: Downloadable magazines in the field of horticulture, news and entertainment

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2009

Use in Commerce: Jan. 2009

For: Magazines in the fields of horticulture, news, and entertainment

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2007

Use in Commerce: Sep. 2007

For: Providing on-line non-downloadable magazines in the fields of horticulture, news, and entertainment; publication of magazines; publication of electronic magazines; magazine publishing; Providing information and news related to entertainment; Providing news in the nature of current events reporting

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2009

Use in Commerce: Jan. 2009

For: Providing information and news on agricultural and horticultural topics

International Class(es): 044 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2007

Use in Commerce: Sep. 2007

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.

Owner Address: Beneluxweg 37
Oosterhout NETHERLANDS 4904SJ

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: NETHERLANDS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jonathan S. Jennings

Docket Number: 02926-00011

Attorney Primary Email Address: jsj@pattishall.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: JONATHAN S. JENNINGS
Pattishall McAuliffe Newbury Hilliard & Geraldson
200 S Wacker Dr Ste 2900
Chicago, ILLINOIS UNITED STATES 60606-5896

Phone: 312-554-8000

Fax: 312-554-8015

Correspondent e-mail: jsj@pattishall.com jmk@pattishall.com docket@pattishall.com attishall.com kep@pattishall.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 28, 2016	REGISTERED-PRINCIPAL REGISTER	
Apr. 12, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 12, 2016	PUBLISHED FOR OPPOSITION	
Mar. 23, 2016	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 09, 2016	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Mar. 04, 2016	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 19, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 18, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 18, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 09, 2016	NOTIFICATION OF PRIORITY ACTION E-MAILED	6326
Feb. 09, 2016	PRIORITY ACTION E-MAILED	6326

Feb. 09, 2016	PRIORITY ACTION WRITTEN	72008
Feb. 03, 2016	ASSIGNED TO EXAMINER	72008
Feb. 03, 2016	ASSIGNED TO EXAMINER	88569
Nov. 13, 2015	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	73797
Nov. 06, 2015	ASSIGNED TO LIE	73797
Oct. 20, 2015	ASSIGNED TO EXAMINER	68110
Oct. 19, 2015	ASSIGNED TO EXAMINER	72008
Oct. 15, 2015	TEAS VOLUNTARY AMENDMENT RECEIVED	
Oct. 06, 2015	TEAS VOLUNTARY AMENDMENT RECEIVED	
Sep. 25, 2015	NOTICE OF PSEUDO MARK E-MAILED	
Sep. 24, 2015	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Sep. 24, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 24, 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. 28, 2016

Proceedings

Summary

Number of Proceedings: 4

Type of Proceeding: Opposition

Proceeding Number: [91265492](#)

Filing Date: Oct 19, 2020

Status: Pending

Status Date: Oct 19, 2020

Interlocutory Attorney: MARY CATHERINE FAINT

Defendant

Name: Himle, Todd

Correspondent Address: DAVID S. D'ASCENZO
DASCENZO GATES INTELLECTUAL PROPERTY LAW, P.C.
1000 S.W. BROADWAY, SUITE 1555
PORTLAND OR UNITED STATES , 97205

Correspondent e-mail: david@dgip.law , robin@dgip.law , nita@dgip.law

Associated marks

Mark	Application Status	Serial Number	Registration Number
FLEUR DE CANNA	Opposition Pending	88233972	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	88115337	6127303
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNABOOST	Registered	87395831	5399941

CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding Number: [91265500](#) **Filing Date:** Oct 19, 2020
Status: Pending **Status Date:** Oct 19, 2020
Interlocutory Attorney: ELIZABETH WINTER

Defendant

Name: Zenwork, Inc
Correspondent Address: PATRICK C. STEPHENSON
KUTAK ROCK LLP
1650 FARNAM STREET
OMAHA NE UNITED STATES , 68102
Correspondent e-mail: trademarks.stephenson@kutakrock.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ZENCANNA	Opposition Pending	88580810	
ZENCANNA	Opposition Pending	88580815	

Plaintiff(s)

Name: Jemie B.V.
Correspondent Address: ANNE C. LEWIS
PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON LLP
200 S. WACKER DRIVE SUITE 2900
CHICAGO IL UNITED STATES , 60606
Correspondent e-mail: acl@pattishall.com , jsj@pattishall.com , docket@pattishall.com

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CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 19, 2020	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 19, 2020	Nov 28, 2020
3	INSTITUTED	Oct 19, 2020	
4	D MOT FOR EXT W/ CONSENT	Nov 24, 2020	
5	EXTENSION OF TIME GRANTED	Nov 24, 2020	

Type of Proceeding: Opposition

Proceeding [91252581](#)
Number:

Filing Date: Nov 27, 2019

Status: Terminated

Status Date: Feb 29, 2020

Interlocutory Attorney: MIKE WEBSTER

Defendant

Name: Auxergen, Inc.

Correspondent Address: AUXERGEN INC
2105 DOBLER AVE
BALTIMORE MD UNITED STATES , 21218

Correspondent e-mail: greg@auxergen.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNAMARK	Abandoned - After Inter-Partes Decision	88237888	

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JONATHAN S JENNINGS
PATTISHALL MCAULIFFE NEWBURY HILLIARD & GERALDSON LLP
200 S WACKER DRIVE , SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

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CANNA START	Registered	87395839	5399942
CANNAZYM	Registered	87395826	5389880
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 27, 2019	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 27, 2019	Jan 06, 2020
3	INSTITUTED	Nov 27, 2019	
4	NOTICE OF DEFAULT	Jan 16, 2020	
5	BD DECISION: OPP SUSTAINED	Feb 29, 2020	
6	TERMINATED	Feb 29, 2020	

Type of Proceeding: Opposition

Proceeding [91235845](#)
Number:

Filing Date: Jul 31, 2017

Status: Terminated

Status Date: Aug 01, 2018

Interlocutory Attorney: KATIE W MCKNIGHT

Defendant

Name: CannaTrac Technology, Inc.

Correspondent Address: KOURTNEY A MULCAHY
HINSHAW & CULBERTSON LLP
222 N LASALLE STREET, SUITE 300
CHICAGO IL UNITED STATES , 60601

Correspondent e-mail: trademarks@hinshawlaw.com , kmulcahy@hinshawlaw.com

Associated marks

Registration

Mark	Application Status	Serial Number	Number
CANNACARD REWARDS	Registered	87117105	5552896

Plaintiff(s)

Name: Jemie B.V.

Correspondent Address: JASON KORANSKY
PATTISHALL MCAULIFFE NEWBURY HILLIARD ET AL
200 SOUTH WACKER DRIVE, SUITE 2900
CHICAGO IL UNITED STATES , 60606

Correspondent e-mail: jmk@pattishall.com , jsj@pattishall.com , docket@pattishall.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
CANNA	Registered	86745098	5129939
CANNA	Registered	86640828	5038951
CANNATALK	Registered	86762679	4986807

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 31, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 31, 2017	Sep 09, 2017
3	PENDING, INSTITUTED	Jul 31, 2017	
4	STIP FOR EXT	Sep 06, 2017	
5	EXTENSION OF TIME GRANTED	Sep 06, 2017	
6	STIP FOR EXT	Nov 01, 2017	
7	EXTENSION OF TIME GRANTED	Nov 01, 2017	
8	STIP FOR EXT	Nov 30, 2017	
9	EXTENSION OF TIME GRANTED	Nov 30, 2017	
10	ANSWER	Jan 17, 2018	
11	MOT TO AMEND APPLICATION	May 16, 2018	
12	BD DECISION: DISMISSED W/ PREJ	Aug 01, 2018	
13	TERMINATED	Aug 01, 2018	

United States of America

United States Patent and Trademark Office

CANNATALK

Reg. No. 4,986,807

JEMIE B.V. (NETHERLANDS LIMITED LIABILITY COMPANY)
BENELUXWEG 37

Registered June 28, 2016

OOSTERHOUT, NETHERLANDS 4904SJ

Int. Cls.: 9, 16, 41 and 44

FOR: DOWNLOADABLE MAGAZINES IN THE FIELD OF HORTICULTURE, NEWS AND ENTERTAINMENT, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

TRADEMARK

FIRST USE 1-0-2009; IN COMMERCE 1-0-2009.

SERVICE MARK

FOR: MAGAZINES IN THE FIELDS OF HORTICULTURE, NEWS, AND ENTERTAINMENT, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

PRINCIPAL REGISTER

FIRST USE 9-0-2007; IN COMMERCE 9-0-2007.

FOR: PROVIDING ON-LINE NON-DOWNLOADABLE MAGAZINES IN THE FIELDS OF HORTICULTURE, NEWS, AND ENTERTAINMENT; PUBLICATION OF MAGAZINES; PUBLICATION OF ELECTRONIC MAGAZINES; MAGAZINE PUBLISHING; PROVIDING INFORMATION AND NEWS RELATED TO ENTERTAINMENT; PROVIDING NEWS IN THE NATURE OF CURRENT EVENTS REPORTING, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 1-0-2009; IN COMMERCE 1-0-2009.

FOR: PROVIDING INFORMATION AND NEWS ON AGRICULTURAL AND HORTICULTURAL TOPICS, IN CLASS 44 (U.S. CLS. 100 AND 101).

FIRST USE 9-0-2007; IN COMMERCE 9-0-2007.

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

SER. NO. 86-762,679, FILED 9-21-2015.

JEFFREY LOOK, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
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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:

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Mark: BIOCANNA

BIOCANNA

US Serial Number: 88158432

Application Filing Date: Oct. 17, 2018

US Registration Number: 5924171

Registration Date: Dec. 03, 2019

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

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

Status Date: Dec. 03, 2019

Publication Date: Sep. 17, 2019

Mark Information

Mark Literal Elements: BIOCANNA

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

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: Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growing media for plants; plant growth regulating preparations

International Class(es): 001 - Primary Class

U.S Class(es): 001, 005, 006, 010, 026, 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 2004

Use in Commerce: Mar. 05, 2016

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Jemie B.V.
Owner Address: Beneluxweg 37
Oosterhout NETHERLANDS 4904SJ
Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country NETHERLANDS
Where Organized:

Attorney/Correspondence Information

Attorney of Record

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Docket Number: 2926-58
Attorney Email Authorized: Yes

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Domestic Representative

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Domestic Representative e-mail: jsi@pattishall.com
Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Dec. 03, 2019	REGISTERED-PRINCIPAL REGISTER	
Sep. 17, 2019	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 17, 2019	PUBLISHED FOR OPPOSITION	
Aug. 28, 2019	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 10, 2019	ASSIGNED TO LIE	66121
Aug. 01, 2019	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 31, 2019	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 31, 2019	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 31, 2019	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 05, 2019	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 05, 2019	NON-FINAL ACTION E-MAILED	6325
Jun. 05, 2019	NON-FINAL ACTION WRITTEN	72008
Jun. 04, 2019	ASSIGNED TO EXAMINER	72008
Nov. 02, 2018	ASSIGNED TO EXAMINER	78196
Oct. 29, 2018	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Oct. 29, 2018	TEAS VOLUNTARY AMENDMENT RECEIVED	
Oct. 29, 2018	TEAS VOLUNTARY AMENDMENT RECEIVED	
Oct. 29, 2018	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 20, 2018	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: Dec. 03, 2019

United States of America

United States Patent and Trademark Office

BIOCANNA

Reg. No. 5,924,171

Registered Dec. 03, 2019

Int. Cl.: 1

Trademark

Principal Register

Jemie B.V. (NETHERLANDS LIMITED LIABILITY COMPANY)
Beneluxweg 37
Oosterhout, NETHERLANDS 4904SJ

CLASS 1: Chemicals used in agriculture, horticulture and forestry except fungicides, herbicides, insecticides and parasiticides; fertilizers and manure for agriculture, horticulture and forestry; fertilizing preparations; substrates, namely, substrates for hydro culture in the nature of clay pellets for hydroponic plant growing, as well as coco, rock wool, peat moss, tree bark, and perlite used as growing media for plants; plant growth regulating preparations

FIRST USE 8-00-2004; IN COMMERCE 3-5-2016

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

SER. NO. 88-158,432, FILED 10-17-2018



Andrei Iancu

Director of the United States
Patent and Trademark Office

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>.