

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	OpenAI OpCo, LLC		
Entity	limited liability company	Incorporated or registered in	DE
Address	1455 3RD STREET SAN FRANCISCO, CA 94158 UNITED STATES		

Attorney information	CHRISTOPHER M WEIMER PIRKEY BARBER PLLC 1801 EAST 6TH STREET SUITE 300 AUSTIN, TX 78702 UNITED STATES Primary email: tmcentral@pirkeybarber.com Secondary email(s): drausa@pirkeybarber.com, cweimer@pirkeybarber.com, dmartens@pirkeybarber.com, bress@pirkeybarber.com, Policin-gOpenAIUS@pirkeybarber.com, jvaickus@pirkeybarber.com 512-322-5200		
Docket no.	OPAI5644		

### Applicant information

Application no.	98451729	Publication date	05/13/2025
Opposition filing date	06/11/2025	Opposition period ends	06/12/2025
Applicant	TDK U.S.A. Corporation 455 RXR PLAZA UNIONDALE, NY 11556 United States		

### Goods/services affected by opposition

Class 042. First Use: None First Use In Commerce: None

All goods and services in the class are opposed, namely: Computer software as a service (SAAS) using artificial intelligence for use in predictive analytics, machine learning and automated model building, in combination with electric or electronic sensors, accelerometers, gyro sensors, angular velocity sensors, temperature sensors, pressure sensors, microphones, humidity sensors, for the predictive maintenance, preventative maintenance, failure and misuse maintenance, process condition and energy consumption and reports related thereto, servicing of equipment and machinery, and monitoring and inspecting of equipment and machinery to identify impending failures and suboptimal performance conditions

### Grounds for opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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Dilution by blurring	Trademark Act Sections 2 and 43(c)
Other	OpenAI's common law rights in the GPT, ChatGPT, GPT-3, and GPT-4 marks, as set forth in more detail in the Notice of Opposition.

### Marks cited by opposer as basis for opposition

U.S. registration no.	7232349	Application date	03/13/2023
Register	Principal		
Registration date	11/28/2023	Foreign priority date	02/01/2023
Word mark	GPT-4		
Design mark			
Description of mark			
Goods/services	<p>Class 009. First use: First Use: May 18, 2023 First Use In Commerce: May 18, 2023</p> <p>Downloadable computer programs and downloadable computer software for using language models; downloadable computer programs and downloadable computer software for the artificial production of human speech and text; downloadable computer programs and downloadable computer software for natural language processing, generation, understanding and analysis; downloadable computer programs and downloadable computer software for machine-learning based language and speech processing software; downloadable computer programs and downloadable computer software for the translation of text or speech from one language to another; downloadable computer programs and downloadable computer software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; downloadable computer programs and downloadable computer software for conversion of audio data files into text; downloadable computer programs and downloadable computer software for voice and speech recognition; downloadable computer programs and downloadable computer software for creating and generating text; downloadable computer programs and downloadable computer software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; downloadable computer programs and downloadable computer software for developing and implementing artificial neural networks</p> <p>Class 042. First use: First Use: Mar 14, 2023 First Use In Commerce: Mar 14, 2023</p> <p>Software as a service (SaaS) services, namely, providing online non-downloadable software for using language models; providing online non-downloadable software for the artificial production of human speech and text; providing online non-downloadable software for natural language processing, generation, understanding and analysis; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable software for the translation text or speech from one language to another; providing online non-downloadable software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; providing online non-downloadable software for conversion of audio data files into text; providing online non-downloadable software for software for voice and speech recognition; providing online non-downloadable software for creating and generating text; providing online non-downloadable software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; providing online non-downloadable software for developing and imple-</p>		

	menting artificial neural networks; application service provider featuring application programming interface (API) software; research and development services in the field of artificial intelligence; research, design and development of computer programs and software
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U.S. registration no.	6294671	Application date	08/04/2020
Register	Principal		
Registration date	03/16/2021	Foreign priority date	NONE
Word mark	GPT-3		
Design mark			
Description of mark			
Goods/services	<p>Class 042. First use: First Use: May 28, 2020 First Use In Commerce: May 28, 2020</p> <p>Software as a service (SaaS) services, namely, providing online non-downloadable software for using language models; providing online non-downloadable software for the artificial production of human speech; providing online non-downloadable software for natural language processing; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable software for the translation text or speech from one language to another; providing online non-downloadable software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; providing online non-downloadable software for conversion of audio data files into text; providing online non-downloadable software for software for voice and speech recognition</p>		

U.S. application no.	97733261	Application date	12/27/2022
Registration date	NONE	Foreign priority date	NONE
Word mark	CHATGPT		
Design mark			
Description of mark			
Goods/services	<p>Class 009. First use: First Use: Nov 30, 2022 First Use In Commerce: Nov 30, 2022</p> <p>downloadable computer programs and downloadable computer software for the artificial production of human speech and text; downloadable computer programs and downloadable computer software for natural language processing, generation, understanding and analysis; downloadable computer programs and downloadable computer software for machine-learning based language and speech processing software; downloadable computer chatbot software for simulating conversations; downloadable computer programs and downloadable computer software for creating and generating text</p> <p>Class 042. First use: First Use: Nov 30, 2022 First Use In Commerce: Nov 30, 2022</p> <p>providing online non-downloadable software for the artificial production of human speech and text; providing online non-downloadable software for natural language processing, generation, understanding and analysis; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable chatbot software for simulating conversations; providing online non-downloadable software for creat-</p>		

	ing and generating text; research and development services in the field of artificial intelligence; research, design and development of computer programs and software
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U.S. application no.	97733259	Application date	12/27/2022
Registration date	NONE	Foreign priority date	NONE
Word mark	GPT		
Design mark			
Description of mark			
Goods/services	<p>Class 009. First use: First Use: None First Use In Commerce: None</p> <p>downloadable computer programs and downloadable computer software for using language models; downloadable computer programs and downloadable computer software for the artificial production of human speech and text; downloadable computer programs and downloadable computer software for natural language processing, generation, understanding and analysis; downloadable computer programs and downloadable computer software for machine-learning based language and speech processing software; downloadable computer programs and downloadable computer software for the translation of text or speech from one language to another; downloadable computer programs and downloadable computer software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; downloadable computer programs and downloadable computer software for conversion of audio data files into text; downloadable computer programs and downloadable computer software for voice and speech recognition; downloadable computer programs and downloadable computer software for creating and generating text; downloadable computer programs and downloadable computer software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; downloadable computer programs and downloadable computer software for developing and implementing artificial neural networks</p> <p>Class 042. First use: First Use: Oct 2018 First Use In Commerce: Oct 2018</p> <p>Software as a service (Saas) services, namely, providing online non-downloadable software for using language models; providing online non-downloadable software for the artificial production of human speech and text; providing online non-downloadable software for natural language processing, generation, understanding and analysis; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable software for the translation text or speech from one language to another; providing online non-downloadable software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; providing online non-downloadable software for conversion of audio data files into text; providing online non-downloadable software for software for voice and speech recognition; providing online non-downloadable software for creating and generating text; providing online non-downloadable software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; providing online non-downloadable software for developing and implementing artificial neural networks; application service provider featuring application programming interface (API) software; research and development services in the field of artificial intelligence; research, design and development of computer programs and software</p>		

U.S. application	97928136	Application date	05/09/2023
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no.			
Registration date	NONE	Foreign priority date	NONE
Word mark	CHATGPT		
Design mark			
Description of mark	The mark consists of the text "CHATGPT" to the left of a filled in circle.		
Goods/services	<p>Class 009. First use: First Use: None First Use In Commerce: None</p> <p>Downloadable computer programs and downloadable computer software for the artificial production of human speech and text; downloadable computer programs and downloadable computer software for natural language processing, generation, understanding and analysis; downloadable computer programs and downloadable computer software for machine-learning based language and speech processing software; downloadable computer chatbot software for simulating conversations; downloadable computer programs and downloadable computer software for creating and generating text</p> <p>Class 042. First use: First Use: None First Use In Commerce: None</p> <p>Providing online non-downloadable software for the artificial production of human speech and text; providing online non-downloadable software for natural language processing, generation, understanding and analysis; providing online non-downloadable software for machine-learning based language and speech processing; providing online non-downloadable chatbot software for simulating conversations; providing online non-downloadable software for creating and generating text; research and development services in the field of artificial intelligence technology; research, design and development of computer programs and software</p>		

Attachments	97836275#TMSN.png( bytes ) 90092493#TMSN.png( bytes ) 97733261#TMSN.png( bytes ) 97733259#TMSN.png( bytes ) 97928136#TMSN.png( bytes ) Notice of Opposition - SN 98451729.pdf(163168 bytes ) Exhibit A.pdf(112309 bytes )
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Signature	/Christopher M. Weimer/
Name	Christopher M. Weimer
Date	06/11/2025



## OPENAI AND ITS MARKS

3. OpenAI is an artificial intelligence software research and development company. OpenAI's mission is to ensure that artificial general intelligence benefits all of humanity.

4. For the past nine years, OpenAI has researched and developed artificial intelligence models and applications. This has led to the release of numerous artificial intelligence tools, including the ChatGPT advanced AI system, the DALL·E text to image generation software, and the Whisper automatic speech recognition (ASR) system. Incorporating OpenAI's proprietary GPT-series software, ChatGPT has been extraordinarily popular. For example, OpenAI's ChatGPT advanced AI system was widely adopted, with tens of millions of users in the months after it launched and over 500 million weekly active users today. In connection with OpenAI's artificial intelligence research products and services, OpenAI has used a series of marks incorporating GPT: GPT, GPT-3, GPT-4, CHATGPT, and CHATGPT and Design (**ChatGPT●**)(the "OpenAI Marks").

5. The OpenAI Marks are inherently distinctive, serving to identify and indicate the source of OpenAI's products and services to the consuming public, and to distinguish OpenAI's products and services from those of others.

6. Additionally, as a result of OpenAI's use and promotion of its OpenAI Marks, the marks have become distinctive and are widely recognized by consumers. OpenAI has received extensive media coverage of the OpenAI Marks and the products and services offered under the marks, with the result that the purchasing public has come to know, rely on, and recognize the products and services of OpenAI by the marks.

7. OpenAI enjoys strong goodwill and common law rights in the OpenAI Marks. These common law rights in the OpenAI Marks extend to software and computer programs for

machine-learning based language and speech processing software, software and computer programs for using language models, software and computer programs for sharing datasets for the purposes of machine learning, predictive analytics, and building language models, research and development in the field of artificial intelligence, and research and development of computer software and advanced AI systems.

8. The CHATGPT word mark is famous for all purposes relevant to this proceeding, including within the meaning of 15 U.S.C. § 1125(c)(2)(A).

9. In connection with OpenAI's software and models, OpenAI owns trademark registrations for its marks GPT-3, Reg. No. 6,294,671, and GPT-4, Reg. No. 7,232,349. OpenAI also owns pending applications for CHATGPT, Ser. No. 97/733,261, CHATGPT and Design, Ser. No. 97/928,136, and GPT, Ser. No. 97/733,259. Exhibit A contains copies of Opposer's registration certificates for the registrations listed above. It also contains copies of TSDR records showing that the registrations are live and that Opposer owns them.

#### **APPLICANT AND THE APPLICATION**

10. According to PTO records, Applicant seeks to register the mark SENSORGPT, Ser. No. 98/451,729, for SaaS services using artificial intelligence for use in predictive analytics, machine learning, and automated model building, among other services in Class 42.

11. On information and belief, the "GPT" portion of Applicant's mark is intended to reference OpenAI's GPT-series of software models, including its GPT-3 and GPT-4 models.

12. OpenAI has not given Applicant permission or approval to use or register Applicant's SENSORGPT mark, nor is Applicant affiliated with OpenAI.

13. There is no question as to priority of rights. Applicant filed the Application on March 15, 2024, years after OpenAI began using the OpenAI Marks. Further, many of OpenAI's



filings for the OpenAI marks were filed before the Application, including OpenAI's filings for GPT, GPT-3, GPT-4, and CHATGPT. Thus, there is no question that OpenAI has priority over Applicant with respect to the mark at issue.

14. Applicant's SENSORGPT mark so resembles the OpenAI Marks as to be likely, when used in connection with the services covered by the Application, to cause confusion, or to cause mistake, or to deceive. Purchasers and prospective purchasers are likely to mistakenly believe that Applicant's offerings under the SENSORGPT mark are sponsored by, licensed by, or approved by OpenAI, or are in some way affiliated, connected, or associated with OpenAI when they are not.

15. Applicant's mark SENSORGPT incorporates OpenAI's GPT mark in its entirety as a direct reference to OpenAI's series of software offered under that mark, including GPT-3 and GPT-4.

16. The services featured in the Application are highly related to the goods and services offered under the OpenAI Marks. Both parties offer software services using artificial intelligence for use with machine learning and automated model building.

17. Applicant's services are not limited to any channel of trade. Upon information and belief, Applicant's services are or will be offered in the same or similar channels of trade as OpenAI's goods and services and are or will be purchased by the same or similar types of consumers who support or use OpenAI's goods and services.

18. Registration of Applicant's SENSORGPT mark on the Principal Register would damage OpenAI because consumers are likely to attribute the source or sponsorship of Applicant's services offered under the SENSORGPT mark to Opposer. The Application should thus be refused registration under 15 U.S.C. § 1052(d).

19. OpenAI's CHATGPT word mark became famous prior to any priority date Applicant can claim, including specifically the filing date of the Application or Applicant's date of first use (if any), whichever is earlier.

20. Applicant's SENSORGPT mark resembles the CHATGPT word mark that Applicant's mark is likely to dilute the distinctive quality of the CHATGPT word mark in violation of 15 U.S.C. § 1125(c). The Application should thus be refused registration under 15 U.S.C. § 1125(c).

21. Registration of Applicant's SENSORGPT mark on the Principal Register would damage OpenAI because it would confer upon Applicant statutory presumptions to which he is not entitled in view of OpenAI's prior use of and applications for the OpenAI Marks.

22. OpenAI respectfully requests that U.S. Ser. No. 98/451,729 be rejected, and that registration of the mark therein be refused.

This Notice of Opposition is being filed electronically, along with the filing fee required by 37 C.F.R. § 2.6(a)(17). The Commissioner is authorized to draw on the Deposit Account of Pirkey Barber PLLC, Account No. 50-3924/OPAI5644/BMR, if there is any problem with the processing of the electronically submitted fee.

DATED: June 11, 2025

Respectfully submitted,

/Christopher M. Weimer/

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*Attorneys for Opposer*

# **EXHIBIT A**

# United States of America

## United States Patent and Trademark Office

# GPT-3

**Reg. No. 6,294,671**

**Registered Mar. 16, 2021**

**Int. Cl.: 42**

**Service Mark**

**Principal Register**

OpenAI, L.P. (DELAWARE LIMITED PARTNERSHIP)

Suite 106

3180 18th Street

San Francisco, CALIFORNIA 94110

CLASS 42: Software as a service (SaaS) services, namely, providing online non-downloadable software for using language models; providing online non-downloadable software for the artificial production of human speech; providing online non-downloadable software for natural language processing; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable software for the translation text or speech from one language to another; providing online non-downloadable software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; providing online non-downloadable software for conversion of audio data files into text; providing online non-downloadable software for software for voice and speech recognition

FIRST USE 5-28-2020; IN COMMERCE 5-28-2020

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

SER. NO. 90-092,493, FILED 08-04-2020



*Donna H. Hufsch*

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



**Generated on:** This page was generated by TSDR on 2025-06-11 10:41:00 EDT

**Mark:** GPT-3

GPT-3

**US Serial Number:** 90092493

**Application Filing Date:** Aug. 04, 2020

**US Registration Number:** 6294671

**Registration Date:** Mar. 16, 2021

**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:** Mar. 16, 2021

**Publication Date:** Dec. 29, 2020

## Mark Information

**Mark Literal Elements:** GPT-3

**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

**International Registration Number:** 1717723, 1585550

**International Application(s) / Registration(s) Based on this Property:** A0132426/1717723, A0104886/1585550

## 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:** Software as a service (SaaS) services, namely, providing online non-downloadable software for using language models; providing online non-downloadable software for the artificial production of human speech; providing online non-downloadable software for natural language processing; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable software for the translation text or speech from one language to another; providing online non-downloadable software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; providing online non-downloadable software for conversion of audio data files into text; providing online non-downloadable software for software for voice and speech recognition

**International Class(es):** 042 - Primary Class

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

**Class Status:** ACTIVE

**First Use:** May 28, 2020

**Use in Commerce:** May 28, 2020

## Basis Information (Case Level)

**Filed Use:** Yes

**Filed ITU:** No

**Filed 44D:** No

**Filed 44E:** No

**Filed 66A:** No

**Filed No Basis:** No

**Currently Use:** Yes

**Currently ITU:** No

**Currently 44D:** No

**Currently 44E:** No

**Currently 66A:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** OPENAI OPCO, LLC

**Owner Address:** 1455 3rd Street  
SAN FRANCISCO, CALIFORNIA UNITED STATES 94158

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country** DELAWARE  
**Where Organized:**

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Rebecca McCurry

**Docket Number:** OPAI005US

**Attorney Primary** [tmcentral@pirkeybarber.com](mailto:tmcentral@pirkeybarber.com)  
**Email Address:**

**Attorney Email** Yes  
**Authorized:**

### Correspondent

**Correspondent** Rebecca McCurry  
**Name/Address:** Pirkey Barber PLLC  
1801 East 6th Street, Suite 300  
Austin, TEXAS United States 78702

**Phone:** 512-322-5200

**Correspondent e-mail:** [tmcentral@pirkeybarber.com](mailto:tmcentral@pirkeybarber.com) [openai@pirkeybarber.com](mailto:openai@pirkeybarber.com)  
[er.com](mailto:er.com)

**Correspondent e-mail** Yes  
**Authorized:**

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Oct. 04, 2024	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 04, 2024	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Oct. 04, 2024	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Feb. 22, 2023	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 24, 2022	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Jan. 24, 2022	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 24, 2022	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 24, 2022	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 24, 2022	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Apr. 21, 2021	REVIEW OF CORRESPONDENCE COMPLETE	
Apr. 20, 2021	ASSIGNED TO PETITION STAFF	
Mar. 16, 2021	REGISTERED-PRINCIPAL REGISTER	
Jan. 29, 2021	POST PUBLICATION AMENDMENT - ENTERED	
Jan. 07, 2021	TEAS POST PUBLICATION AMENDMENT RECEIVED	
Dec. 29, 2020	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 29, 2020	PUBLISHED FOR OPPOSITION	
Dec. 09, 2020	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Nov. 24, 2020	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 24, 2020	ASSIGNED TO EXAMINER	
Sep. 02, 2020	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Aug. 07, 2020	NEW APPLICATION ENTERED	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

**Current Location:** PETITIONS OFFICE

**Date in Location:** Apr. 21, 2021

## Assignment Abstract Of Title Information

### Summary

**Total Assignments:** 1

**Registrant:** OpenAI, L.P.

### Assignment 1 of 1

**Conveyance:** ENTITY CONVERSION

**Reel/Frame:** [7974/0308](#)

**Pages:** 6

**Date Recorded:** Feb. 07, 2023

**Supporting Documents:** [assignment-tm-7974-0308.pdf](#)

### Assignor

**Name:** [OPENAI, L.P.](#)

**Execution Date:** Jan. 23, 2023

**Legal Entity Type:** LIMITED PARTNERSHIP

**State or Country Where Organized:** DELAWARE

### Assignee

**Name:** [OPENAI OPCO, LLC](#)

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** DELAWARE

**Address:** 3180 18TH ST., SUITE 100  
SAN FRANCISCO, CALIFORNIA 94110

### Correspondent

**Correspondent Name:** REBECCA MCCURRY

**Correspondent Address:** 1801 EAST 6TH STREET, SUITE 300  
AUSTIN, TX 78702

**Domestic Representative - Not Found**



# United States of America

United States Patent and Trademark Office

## GPT-4

**Reg. No. 7,232,349**

**Registered Nov. 28, 2023**

**Int. Cl.: 9, 42**

**Service Mark**

**Trademark**

**Principal Register**

OpenAI OpCo, LLC (DELAWARE LIMITED LIABILITY COMPANY)  
3180 18th St., Suite 100  
San Francisco, CALIFORNIA 94110

CLASS 9: Downloadable computer programs and downloadable computer software for using language models; downloadable computer programs and downloadable computer software for the artificial production of human speech and text; downloadable computer programs and downloadable computer software for natural language processing, generation, understanding and analysis; downloadable computer programs and downloadable computer software for machine-learning based language and speech processing software; downloadable computer programs and downloadable computer software for the translation of text or speech from one language to another; downloadable computer programs and downloadable computer software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; downloadable computer programs and downloadable computer software for conversion of audio data files into text; downloadable computer programs and downloadable computer software for voice and speech recognition; downloadable computer programs and downloadable computer software for creating and generating text; downloadable computer programs and downloadable computer software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; downloadable computer programs and downloadable computer software for developing and implementing artificial neural networks

FIRST USE 5-18-2023; IN COMMERCE 5-18-2023

CLASS 42: Software as a service (SaaS) services, namely, providing online non-downloadable software for using language models; providing online non-downloadable software for the artificial production of human speech and text; providing online non-downloadable software for natural language processing, generation, understanding and analysis; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable software for the translation text or speech from one language to another; providing online non-downloadable software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; providing online non-downloadable software for conversion of audio data files into text; providing online non-downloadable software for software for voice and speech recognition; providing online non-



*Katherine Kelly Vidal*

Director of the United States  
Patent and Trademark Office



downloadable software for creating and generating text; providing online non-downloadable software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; providing online non-downloadable software for developing and implementing artificial neural networks; application service provider featuring application programming interface (API) software; research and development services in the field of artificial intelligence; research, design and development of computer programs and software

FIRST USE 3-14-2023; IN COMMERCE 3-14-2023

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

PRIORITY CLAIMED UNDER SEC. 44(D) ON TRINIDAD AND TOBAGO APPLICATION NO. TT/M/0001/059711, FILED 02-01-2023

SER. NO. 97-836,275, FILED 03-13-2023

**Generated on:** This page was generated by TSDR on 2025-06-11 10:42:19 EDT

**Mark:** GPT-4

GPT-4

**US Serial Number:** 97836275

**Application Filing Date:** Mar. 13, 2023

**US Registration Number:** 7232349

**Registration Date:** Nov. 28, 2023

**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:** Nov. 28, 2023

**Publication Date:** Jun. 27, 2023 **Notice of Allowance Date:** Aug. 22, 2023

## Mark Information

**Mark Literal Elements:** GPT-4

**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

## Foreign Information

**Priority Claimed:** Yes

**Foreign Application Number:** TT/M/0001/059711

**Foreign Application Filing Date:** Feb. 01, 2023

**Foreign Application/Registration Country:** TRINIDAD AND TOBAGO

## 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 computer programs and downloadable computer software for using language models; downloadable computer programs and downloadable computer software for the artificial production of human speech and text; downloadable computer programs and downloadable computer software for natural language processing, generation, understanding and analysis; downloadable computer programs and downloadable computer software for machine-learning based language and speech processing software; downloadable computer programs and downloadable computer software for the translation of text or speech from one language to another; downloadable computer programs and downloadable computer software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; downloadable computer programs and downloadable computer software for conversion of audio data files into text; downloadable computer programs and downloadable computer software for voice and speech recognition; downloadable computer programs and downloadable computer software for creating and generating text; downloadable computer programs and downloadable computer software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; downloadable computer programs and downloadable computer software for developing and implementing artificial neural networks

**International Class(es):** 009 - Primary Class

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

**Class Status:** ACTIVE

**First Use:** May 18, 2023

**Use in Commerce:** May 18, 2023

**For:** Software as a service (SaaS) services, namely, providing online non-downloadable software for using language models; providing online non-downloadable software for the artificial production of human speech and text; providing online non-downloadable software for natural language processing, generation, understanding and analysis; providing online non-downloadable software for machine-learning based language and speech processing software; providing online non-downloadable software for the translation text or speech from one language to another; providing online non-downloadable software for sharing datasets for the purpose of machine learning, predictive analytics, and building language models; providing online non-downloadable software for conversion of audio data files into text; providing online non-downloadable software for software for voice and speech recognition; providing online non-downloadable software for creating and generating text; providing online non-downloadable software for developing, running and analyzing algorithms that are able to learn to analyze, classify, and take actions in response to exposure to data; providing online non-downloadable software for developing and implementing artificial neural networks; application service provider featuring application programming interface (API) software; research and development services in the field of artificial intelligence; research, design and development of computer programs and software

**International Class(es):** 042 - Primary Class

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

**Class Status:** ACTIVE

**First Use:** Mar. 14, 2023

**Use in Commerce:** Mar. 14, 2023

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** Yes

**Filed ITU:** Yes

**Currently ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** OpenAI OpCo, LLC

**Owner Address:** 1455 3rd Street  
SAN FRANCISCO, CALIFORNIA UNITED STATES 94158

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Rebecca McCurry

**Docket Number:** OPAI014US

**Attorney Primary Email Address:** [tmcentral@pirkeybarber.com](mailto:tmcentral@pirkeybarber.com)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** Rebecca McCurry  
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1801 East 6th Street, Suite 300  
Austin, TEXAS United States 78702

**Phone:** 512-322-5200

**Correspondent e-mail:** [tmcentral@pirkeybarber.com](mailto:tmcentral@pirkeybarber.com) [openai@pirkeybarber.com](mailto:openai@pirkeybarber.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Oct. 04, 2024	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 04, 2024	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Oct. 04, 2024	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 04, 2024	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	
Oct. 04, 2024	TEAS CHANGE OF OWNER ADDRESS RECEIVED	

Nov. 28, 2023	NOTICE OF REGISTRATION CONFIRMATION EMAILED
Nov. 28, 2023	REGISTERED-PRINCIPAL REGISTER
Oct. 27, 2023	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED
Oct. 26, 2023	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED
Oct. 25, 2023	STATEMENT OF USE PROCESSING COMPLETE
Oct. 11, 2023	USE AMENDMENT FILED
Oct. 25, 2023	CASE ASSIGNED TO INTENT TO USE PARALEGAL
Oct. 11, 2023	TEAS STATEMENT OF USE RECEIVED
Aug. 22, 2023	NOA E-MAILED - SOU REQUIRED FROM APPLICANT
Jun. 27, 2023	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED
Jun. 27, 2023	PUBLISHED FOR OPPOSITION
Jun. 07, 2023	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED
May 19, 2023	APPROVED FOR PUB - PRINCIPAL REGISTER
Apr. 13, 2023	ASSIGNED TO EXAMINER
Apr. 03, 2023	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Mar. 16, 2023	NEW APPLICATION ENTERED

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## TM Staff and Location Information

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### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Oct. 26, 2023