

**To:** B ANNA MCCOY([tmmail@mccrus.com](mailto:tmmail@mccrus.com))  
**Subject:** U.S. Trademark Application Serial No. 97761481 - TATA SAMPANN - - ANA22415US  
**Sent:** September 05, 2025 11:24:04 AM EDT  
**Sent As:** [tmng.notices@uspto.gov](mailto:tmng.notices@uspto.gov)

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## Attachments

**United States Patent and Trademark Office (USPTO)**  
**Office Action (Official Letter) About Applicant's Trademark Application**

**U.S. Application Serial No.** 97761481

**Mark:** TATA SAMPANN

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**Applicant:** Tata Sons Private Limited

**Reference/Docket No.** ANA22415US

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## SUBSEQUENT FINAL OFFICE ACTION

**Issue date:** September 5, 2025

**Response deadline.** File a request for reconsideration of this final Office action and/or a timely appeal to the Trademark Trial and Appeal Board (TTAB) within three months of the “Issue date” below to avoid [abandonment](#) of the application. Review the Office action and respond using one of the links below to the appropriate electronic forms in the “How to respond” section below.

**Request an extension.** For a fee, applicant may [request one three-month extension](#) of the response deadline prior to filing a response and/or an appeal. The request must be filed within three months of the “Issue date” below. If the extension request is granted, the USPTO must receive applicant's response and/or appeal within six months of the “Issue date” to avoid abandonment of the application.

INTRODUCTION

This Office action is in response to applicant's communication filed on August 13, 2025.

In a previous Office action dated May 15, 2025, the trademark examining attorney refused registration of the applied-for mark based on the following:

Section 2(d) Refusal – Likelihood of Confusion. In addition, applicant was required to satisfy the following requirements: 1) English Translation Required; 2) Certain Goods in International Class 30 Exceed the Scope of Goods in the Foreign Registration; and 3) Declaration for Section 44(e) Filing Basis for International Class 30 Required.

Based on applicant's response, the trademark examining attorney notes that the following requirement has been satisfied: disclaimer required. *See* TMEP §§713.02, 714.04.

In addition, the following refusal has been withdrawn: Section 2(d) Refusal – Likelihood of Confusion. *See* TMEP §§713.02, 714.04.

Applicant's arguments have been considered and found unpersuasive for the reasons set forth below. Accordingly, the trademark examining attorney maintains and now makes FINAL the requirement in the summary of issues below. *See* 37 C.F.R. §2.63(b); TMEP §714.04.

SUMMARY OF ISSUES MADE FINAL that applicant must address:

- Declaration for Section 44(e) Filing Basis for International Class 30 Required

### **DECLARATION FOR SECTION 44(e) FILING BASIS FOR INTERNATIONAL CLASS 30 REQUIRED**

The requirement for a verified statement providing the assurances required under 37 C.F.R. §§2.33 and/or 2.34 is now made FINAL for the reasons set forth below. *See* 37 C.F.R. §§2.33(a)-(b), 2.34(a)(1)(i), (a)(2), (a)(3)(i), (a)(4)(ii), 2.63(b); TMEP §804.02.

As set forth in the prior Office action, the addition of the Section 44(e) filing basis for International Class 30 cannot be accepted as applicant omitted the assurances required under 37 C.F.R. §§2.33 and/or 2.34. Specifically, applicant added a 44(e) filing basis for International Class 30 in its April 19, 2024, response, but submitted no accompanying declaration regarding the addition of the filing basis. In its response of August 13, 2025, applicant listed the proper assurances, but they were not properly verified in an affidavit or signed declaration under 37 C.F.R. §2.20. Therefore, the addition of the Section 44(e) filing basis for International Class 30 cannot be accepted. *See* 37 C.F.R. §§2.33(a)-(b), 2.34(a)(1)(i), (a)(2), (a)(3)(i), (a)(4)(ii); TMEP §804.02.

**Response options:** Applicant may respond to this refusal by satisfying one of the following:

(1) Submit verified assurances for International Class 30: Applicant must submit the assurances, properly verified in an affidavit or signed declaration under 37 C.F.R. §2.20 before the addition of the Section 44(e) filing basis for International Class 30 can be accepted:

“The signatory believes that the applicant is entitled to use the mark in commerce on or in connection with the goods and/or services specified in the application”

“The applicant has a bona fide intention to use the mark in commerce and had a bona fide

intention to use the mark in commerce as of the application filing date”

“To the best of the signatory’s knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods and/or services of such other persons, to cause confusion or mistake, or to deceive”

“To the best of the signatory’s knowledge and belief, the facts set forth in the application are true.

See 37 C.F.R. §§2.33(a)-(b), 2.34(a)(1)(i), (a)(2), (a)(3)(i), (a)(4)(ii); TMEP §804.02.

(2) Alternately, applicant may elect to proceed solely with a Section 1(a) filing basis for International Class 30.

Applicant must therefore submit these assurances, properly verified in an affidavit or signed declaration under 37 C.F.R. §2.20. *See* 37 C.F.R. §§2.33(a)-(b), 2.34(a)(1)(i), (a)(2), (a)(3)(i), (a)(4)(ii); TMEP §804.02.

For more information about the verified statement and instructions on providing one using the electronic response form, see the [Verified statement](#) webpage.

Please call or email the assigned trademark examining attorney with questions about this Office action. Although an examining attorney cannot provide legal advice, the examining attorney can provide additional explanation about the requirement.

The USPTO does not accept emails as responses to Office actions; however, emails can be used for informal communications and are included in the application record. *See* 37 C.F.R. §§2.62(c), 2.191; TMEP §§304.01-.02, 709.04-.05.

**How to respond.** File a [request form for reconsideration of this final Office action](#) that fully resolves all outstanding requirements and/or refusals and/or file a timely [appeal form to the Trademark Trial and Appeal Board](#) with the required fee. Alternatively, applicant may file a [request form for an extension of time to file a response](#) for a fee.

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## RESPONSE GUIDANCE

- **Missing deadline to responding to this letter will cause the application to [abandon](#).** A response, appeal, or extension request must be received by the USPTO before 11:59 p.m.

**Eastern Time** of the last day of the response deadline. Trademark Electronic Application System (TEAS) and Electronic System for Trademark Trials and Appeals (ESTTA) [system availability](#) could affect an applicant's ability to timely respond. For help resolving technical issues with TEAS, email [TEAS@uspto.gov](mailto:TEAS@uspto.gov).

- [Responses signed by an unauthorized party](#) are not accepted and can **cause the application to abandon**. If applicant does not have an attorney, the response must be signed by the individual applicant, all joint applicants, or someone with [legal authority to bind a juristic applicant](#). If applicant has an attorney, the response must be signed by the attorney.
- If needed, **find** [contact information for the supervisor](#) of the office or unit listed in the signature block.

## United States Patent and Trademark Office (USPTO)

### USPTO OFFICIAL NOTICE

Office Action (Official Letter) has issued  
on September 5, 2025 for  
**U.S. Trademark Application Serial No. 97761481**

A USPTO examining attorney has reviewed your trademark application and issued an Office action. You must respond to this Office action to avoid your application abandoning. Follow the steps below.

- (1) **[Read the Office action](#)**. This email is NOT the Office action.
- (2) **Respond to the Office action by the deadline** using the USPTO electronic filing system. Your response or appeal, if applicable, must be received by the USPTO on or before 11:59 p.m. **Eastern Time** of the last day of the response period. Otherwise, your application will be **[abandoned](#)**. See the Office action itself regarding how to respond.
- (3) **Direct general questions** about using USPTO electronic forms, the USPTO **[website](#)**, the application process, the status of your application, and whether there are outstanding deadlines to the **[Trademark Assistance Center \(TAC\)](#)**.

After reading the Office action, address any question(s) regarding the specific content to the USPTO examining attorney identified in the Office action.

### GENERAL GUIDANCE

- **[Check the status of your application periodically](#)** in the **[Trademark Status & Document Retrieval \(TSDR\)](#)** database to avoid missing critical deadlines.
- **[Update your correspondence email address](#)** to ensure you receive important USPTO notices about your application.
- **[Beware of trademark-related scams](#)**. Protect yourself from people and companies that may try to take financial advantage of you. Private companies may call you and pretend to be the USPTO or may send you communications that resemble official USPTO documents to trick you. We will never request your credit card number or social security number over the phone. Verify the correspondence originated from us by using your serial number in our database, **[TSDR](#)**, to confirm that it appears under the “Documents” tab, or contact the **[Trademark Assistance Center](#)**.
- **[Hiring a U.S.-licensed attorney](#)**. If you do not have an attorney and are not required to

have one under the trademark rules, we encourage you to hire a U.S.-licensed attorney specializing in trademark law to help guide you through the registration process. The USPTO examining attorney is not your attorney and cannot give you legal advice, but rather works for and represents the USPTO in trademark matters.