

Filing Receipt for Trademark/Service Mark Application for Registration on the Principal Register and Next Steps in the Application Process

Thank you for submitting your trademark application to the U.S. Patent and Trademark Office (USPTO)! You have started the legal process to federally register your mark.

This filing receipt confirms that you successfully submitted your application, which now must be reviewed to see if it qualifies for registration. Registration is not *automatic or guaranteed*. Below you will see your mark, the serial number assigned to your application, and a description of what happens next in the application process. Carefully review this information to make sure it is correct and so you know what to expect. We also highly recommend keeping a copy for your records.

Please pay attention to the section below regarding scams and read the [Protect against scams section](#) on our website. Also, we encourage you to take advantage of the resources we have linked at the end for first-time applicants, startups, and women entrepreneurs.

Your mark

EQUALIFY (Standard Characters, mark.jpg)

The literal element of the mark consists of EQUALIFY. The mark consists of standard characters, without claim to any particular font style, size, or color.

Your serial number

Your application was assigned serial number '98183114'. You must refer to your serial number in all communications about your application.

What you should do right now

Review your application data below for any errors. If you find an error, visit the [After You File webpage](#) for information on correcting errors. You can also watch the [After you file video](#) for an overview of the most important issues to be aware of after filing.

What we do next

Now that your application has been submitted, it will eventually be assigned to an examining attorney. The examining attorney reviews your application to make sure it meets all of the legal requirements and that your mark is registrable. To learn more, please visit the [Examination of your application webpage](#) and the [Trademark basics webpage](#).

Marks with a design element

If your mark includes a design element, we'll assign it one or more [design search codes](#). We'll notify you of these codes within the next several weeks and you can suggest that we add or delete a design search code from your file.

Timing

It will take some time before you hear from the examining attorney. Check out [what impacts how long it takes to register](#) your mark and the [current average processing times](#).

Office actions

If your application does not meet all of the requirements, you'll receive a communication from your examining attorney called an "office action." This doesn't automatically mean your mark isn't registrable. It describes any issues the examining attorney found in your application. Your reply to an office action is an opportunity to resolve the issues. You must reply by the deadline to continue the application process and avoid abandonment of your application.

If you have questions, see [how to respond to office actions](#) or call the assigned examining attorney. The attorney's contact information is included in the office action. They can help clarify the issues raised in the office action at no cost to you. Please keep in mind that they cannot provide you with legal advice.

What else you should do

These are things to monitor while your application moves through the examination process.

Keep your addresses current in USPTO records

If your postal or email address changes, you must update the owner's address using the [electronic filing forms](#) on our website. We don't extend filing deadlines if you don't receive USPTO mail or email.

Check your application status in our database every three to four months

To be sure that you don't miss an important email from us, and to avoid the possible [abandonment](#) of your application, check your application status and review your documents in our database, [Trademark Status and Document Retrieval \(TSDR\)](#), every three to four months.

TSDR contains your complete application record. It includes every communication we send you and every action related to your application.

Watch out for scams

Recognizing common signs of a scam can help you avoid costly mistakes. Scammers pretend to be from the USPTO, often state there's some sort of problem with your application, pressure you to act immediately, and tell you to pay some sort of fee or provide personal information. Some will even call you and use names, numbers, and locations of real USPTO employees to try to steal your money or personal information. USPTO employees will never ask you for your personal or payment information over the phone.

If you receive a notification about paying to publish your trademark in a directory, avoid doing so. Trademark directory listings aren't necessary. They're unofficial and not associated with the USPTO.

All official communications will be from the "United States Patent and Trademark Office" in Alexandria, Virginia, and from emails with the domain "uspto.gov." If you're unsure about whether a communication is from us, call or email the [Trademark Assistance Center](#) or check your records in our database, [TSDR](#). Any official communications we send you will be uploaded to your records in TSDR. Visit [protect against scams](#) on our website.

Stay current with USPTO

Sign up to get Trademark Alert emails to stay up to date with changes in the USPTO that may impact your application or registration. This may include upcoming system changes, events and roundtables, rules changes, and other operational matters.

How to sign up

On our [subscription center](#) webpage, select the Subscribe button, enter your email address, and select the Submit button. Consent to the privacy policy and select the Submit button. You can choose to receive emails about all United States Patent and Trademark (USPTO) topics or specific topics (e.g., Trademark Alerts). Pick your areas of interest, then select the Submit button.

Provide feedback

You may receive a survey invitation in a separate email. Let us know how we can improve your experience.

Resources for new applicants

We have many resources available for small business owners, first-time applicants, and entrepreneurs taking the first step to protect their trademark. Read the [welcome letter](#) from our leaders for details.



Kathi

Kathi Vidal
Under Secretary of Commerce for
Intellectual Property and Director of
the United States Patent and
Trademark Office



Derrick Brent

Derrick Brent
Deputy Under Secretary of Commerce for
Intellectual Property and Deputy Director
of the United States Patent and
Trademark Office

The information submitted in the application appears below:

Trademark/Service Mark Application, Principal Register
The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	98183114
MARK INFORMATION	
*MARK	EQUALIFY

STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	EQUALIFY
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size, or color.
APPLICANT INFORMATION	
*OWNER OF MARK	Smith-Bertuccelli, Blake C
*MAILING ADDRESS	203 Athania Parkway
*CITY	Metairie
*STATE (Required for U.S. applicants)	Louisiana
*COUNTRY/REGION/JURISDICTION/U.S. TERRITORY	United States
*ZIP/POSTAL CODE (Required for U.S. and certain international addresses)	70001
*EMAIL ADDRESS	blake@bertuccelli-booth.org
LEGAL ENTITY INFORMATION	
TYPE	individual
COUNTRY/REGION/JURISDICTION/U.S. TERRITORY OF CITIZENSHIP	United States
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL CLASS	009
*IDENTIFICATION	Downloadable software for scanning, monitoring, auditing, and fixing accessibility defects; downloadable software for integrating accessibility testing; downloadable software for testing, finding, preventing, and fixing defects in websites and mobile applications; downloadable software for testing and auditing websites, web applications, and mobile applications for accessibility and accessibility compliance issues; downloadable software for auditing and remediating all conformance and compliance issues, namely, accessibility, privacy, security and quality; downloadable software for providing accessibility tools to software developers, enabling software developers to access accessibility tools, and testing accessibility of software and websites; downloadable application programming interface software.
FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 03/11/2022
FIRST USE IN COMMERCE DATE	At least as early as 03/11/2022
SPECIMEN FILE NAME(S)	SPE0-2600387c72302-202309 16091016540227_._screen- s hot-2023-09-16.jpg
SPECIMEN DESCRIPTION	website screenshots displaying the mark in direct association with the

	described goods and services
WEBPAGE URL	https://github.com/equalifyeverything/equalify
WEBPAGE DATE OF ACCESS	09/16/2023
INTERNATIONAL CLASS	042
*IDENTIFICATION	Software as a service (SAAS) services featuring software for scanning, monitoring, auditing, and fixing accessibility defects; downloadable software for integrating accessibility testing; downloadable software for testing, finding, preventing, and fixing defects in websites and mobile applications; downloadable software for testing and auditing websites, web applications, and mobile applications for accessibility and accessibility compliance issues; downloadable software for auditing and remediating all conformance and compliance issues, namely, accessibility, privacy, security and quality; downloadable software for providing accessibility tools to software developers, enabling software developers to access accessibility tools, and testing accessibility of software and websites; downloadable application programming interface software.
FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 03/11/2022
FIRST USE IN COMMERCE DATE	At least as early as 03/11/2022
SPECIMEN FILE NAME(S)	SPE0-1-2600387c72302-2023 0916091016540227___.screenshot-equalify-app-09-16-
SPECIMEN DESCRIPTION	website screenshot displaying the mark in direct association with the described goods and services
WEBPAGE URL	09/16/2023
WEBPAGE DATE OF ACCESS	09/16/2023
CORRESPONDENCE INFORMATION	
NAME	Smith-Bertuccelli, Blake C
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	blake@bertuccelli-booth.org
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	blake@decubing.com
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS Standard
NUMBER OF CLASSES	2
APPLICATION FOR REGISTRATION PER CLASS	350
*TOTAL FEES DUE	700
*TOTAL FEES PAID	700
SIGNATURE INFORMATION	
SIGNATURE	/Blake Smith-Bertuccelli/

SIGNATORY'S NAME	Blake Smith-Bertuccelli
SIGNATORY'S POSITION	Owner
SIGNATORY'S PHONE NUMBER	504-377-3650
DATE SIGNED	09/16/2023
SIGNATURE METHOD	Signed directly within the form

Trademark/Service Mark Application, Principal Register

Serial Number: 98183114

Filing Date: 09/16/2023

To the Commissioner for Trademarks:

The applicant, Blake C Smith-Bertuccelli, a citizen of United States, having an address of
203 Athania Parkway
Metairie, Louisiana 70001
United States
blake@bertuccelli-booth.org

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 009: Downloadable software for scanning, monitoring, auditing, and fixing accessibility defects; downloadable software for integrating accessibility testing; downloadable software for testing, finding, preventing, and fixing defects in websites and mobile applications; downloadable software for testing and auditing websites, web applications, and mobile applications for accessibility and accessibility compliance issues; downloadable software for auditing and remediating all conformance and compliance issues, namely, accessibility, privacy, security and quality; downloadable software for providing accessibility tools to software developers, enabling software developers to access accessibility tools, and testing accessibility of software and websites; downloadable application programming interface software.

In International Class 009, the mark was first used by the applicant or the applicant's related company or licensee or predecessor in interest at least as early as 03/11/2022, and first used in commerce at least as early as 03/11/2022, and is now in use in such commerce. The applicant is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, consisting of a(n) website screenshots displaying the mark in direct association with the described goods and services.

Specimen-1 [SPE0-2600387c72302-202309 16091016540227__screen-s hot-2023-09-16.jpg]

Webpage URL: <https://github.com/equalifyeverything/equalify>

Webpage Date of Access: 09/16/2023

International Class 042: Software as a service (SAAS) services featuring software for scanning, monitoring, auditing, and fixing accessibility defects; downloadable software for integrating accessibility testing; downloadable software for testing, finding, preventing, and fixing defects in websites and mobile applications; downloadable software for testing and auditing websites, web applications, and mobile applications for accessibility and accessibility compliance issues; downloadable software for auditing and remediating all conformance and compliance issues, namely, accessibility, privacy, security and quality; downloadable software for providing accessibility tools to software developers, enabling software developers to access accessibility tools, and testing accessibility of software and websites; downloadable application programming interface software.

In International Class 042, the mark was first used by the applicant or the applicant's related company or licensee or predecessor in interest at least as early as 03/11/2022, and first used in commerce at least as early as 03/11/2022, and is now in use in such commerce. The applicant is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, consisting of a(n) website screenshot displaying the mark in direct association with the described goods and services.

Specimen-1 [SPE0-1-2600387c72302-2023 0916091016540227__screen -shot-equalify-app-09-16- 23.jpg]

Webpage URL: 09/16/2023

Webpage Date of Access: 09/16/2023

The applicant's current Correspondence Information:

Smith-Bertuccelli, Blake C

PRIMARY EMAIL FOR CORRESPONDENCE: blake@bertuccelli-booth.org

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): blake@decubing.com

Requirement for Email and Electronic Filing: I understand that a valid email address must be maintained by the applicant owner/holder and the applicant owner's/holder's attorney, if appointed, and that all official trademark correspondence must be submitted via the Trademark Electronic Application System (TEAS).

A fee payment in the amount of \$700 has been submitted with the application, representing payment for 2 class(es).

Declaration

☒ **Basis:**

If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):

- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
- The mark is in use in commerce and was in use in commerce as of the filing date of the application on or in connection with the goods/services in the application;
- The specimen(s) shows the mark as used on or in connection with the goods/services in the application and was used on or in connection with the goods/services in the application as of the application filing date; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

And/Or

If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):

- The signatory believes that the applicant is entitled to use the mark in commerce;
 - 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 on or in connection with the goods/services in the application; and
 - To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.
- ☒ 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/services of such other persons, to cause confusion or mistake, or to deceive.
- ☒ To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.
- ☒ The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: /Blake Smith-Bertuccelli/ Date: 09/16/2023

Signatory's Name: Blake Smith-Bertuccelli

Signatory's Position: Owner

Signatory's Phone Number: 504-377-3650

Signature method: Signed directly within the form

Thank you,

The TEAS support team

Sat Sep 16 09:50:05 ET 2023

STAMP: USPTO/BAS-2600:387:c:7230::2-20230916095005457116-98183114-

860476cb579c1f7b9468f96ccd1d72fc3646dcd91b2dc8d48922f79e83fcf353b8-CC-50045201-20230916091016540227