

To: Wei Gu(davidgu.vandy@gmail.com)
Subject: U.S. Trademark Application Serial No. 97120330 - XINJUNS
Sent: August 23, 2022 10:58:51 AM EDT
Sent As: tmng.notices@uspto.gov

Attachments

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

U.S. Application Serial No. 97120330

Mark: XINJUNS

Correspondence Address:

WEI GU
3330 E FOOTHILL BLVD, UNIT 212
PASADENA CA 91107 UNITED STATES

Applicant: Shenzhen Xinjun Security Equipment Co., Ltd.

Reference/Docket No. N/A

Correspondence Email Address: davidgu.vandy@gmail.com

NONFINAL OFFICE ACTION

The USPTO must receive applicant's response to this letter within six months of the issue date below or the application will be abandoned. Respond using the Trademark Electronic Application System (TEAS). A link to the appropriate TEAS response form appears at the end of this Office action.

Issue date: August 23, 2022

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

SUMMARY OF ISSUES:

- Specimen
- Partial abandonment advisory

SEARCH RESULT

The trademark examining attorney searched the USPTO database of registered and pending marks and found no conflicting marks that would bar registration under Trademark Act Section 2(d). 15 U.S.C. §1052(d); TMEP §704.02.

ADDITIONAL SPECIMEN(S) REQUIREMENT

To permit proper examination of the application, the applicant must submit additional specimen(s) because the identification encompasses a wide range of items and/or contains unrelated goods, which the current specimen(s) do/does not support. *See* 37 C.F.R. §2.61(b); TMEP §§ 814, 904.01(a).

The applicant must provide additional specimen(s) for the following item(s) in the identification:

1. Holsters or Ammunition casings or BB guns or Cartridge pouches or Shell belts or Sights, namely, open sights for use on firearms or Stun guns or Tear-gas weapons.

If the applicant cannot provide the additional specimen(s), then the respective goods may be deleted from the identification. *See* TMEP §§814, 904.01(a).

Or, the applicant may amend the basis for the specified goods to a Section 1(b), intent-to-use basis:

To amend an application to one based on a bona fide intention to use the mark in commerce under Trademark Act Section 1(b), an applicant must provide the following statement, verified with an affidavit or signed declaration under 37 C.F.R. §2.20: “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.” *See* 37 C.F.R. §2.34(a)(2).

For more information about Section 1(b) basis requirements, and instructions on how to satisfy them online using the Trademark Electronic Application System (TEAS) form, please go to the Basis webpage.

Substitute Specimen Statement and Declaration

How to submit a verified specimen.

After opening the appropriate TEAS response form, answer “Yes” to form wizard question #2, click “Continue,” and provide the following for each relevant class for which a specimen is being submitted:

- (1) Under the heading “Classification and Listing of Goods/Services/Collective Membership Organization,” check the box next to the following statement: “Check here to modify the current classification number; listing of goods/services/the nature of the collective membership organization; dates of use; and/or filing basis; or to submit a substitute specimen, a foreign registration certificate, or proof of renewal of a foreign registration. If not checked, the changes will be ignored.”;
- (2) Attach specimen under “Specimen File” (attachment may not exceed 5 megabytes);
- (3) Describe in the box below that location what the attached specimen consists of;

(4) Check the box below the specimen description next to the following statement (to ensure that the declaration language is inserted into the form): “The substitute (or new, or originally submitted, if appropriate) specimen(s) was/were in use in commerce at least as early as the filing date of the application”; and

(5) Follow the instructions within the form for signing. The form will require two signatures: one in the “Declaration Signature” section and one in the “Response Signature” section.

Please note if the applicant provides website specimens, the applicant must provide the URL and date accessed information on the website specimen itself or in the response form. However way the applicant chooses to provide the information, the URL and date accessed must be supported by declaration.

ABANDONMENT FOR FAILURE TO RESPOND ADVISORY

If applicant does not respond to this Office action within the six-month period for response, the following goods will be deleted from the application:

Holsters; Ammunition casings; BB guns; Cartridge pouches; Shell belts; Sights, namely, open sights for use on firearms; Stun guns; Tear-gas weapons.

The application will then proceed with the following goods only:

Pepper spray;
Personal defense sprays.

See 37 C.F.R. §2.65(a)-(a)(1); TMEP §718.02(a).

How to respond. [Click to file a response to this nonfinal Office action.](#)

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RESPONSE GUIDANCE

- **Missing the response deadline to this letter will cause the application to [abandon](#).** The response must be received by the USPTO before midnight **Eastern Time** of the last day of the response period. TEAS maintenance or [unforeseen circumstances](#) could affect an applicant’s ability to timely respond.
- [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 August 23, 2022 for
U.S. Trademark Application Serial No. 97120330

A USPTO examining attorney has reviewed your trademark application and issued an Office action. You must respond to this Office action in order 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 Trademark Electronic Application System (TEAS). Your response 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. And all official USPTO correspondence will only be emailed from the domain “@uspto.gov.” 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.

User: Alex Keam

Statistics for Case 97120330						
#	Search	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/Search Duration
1	97120330[sn]	1	0	1	1	0:00
2	*xinjun*[bi,ti] and live[ld]	4	0	4	4	0:00
3	*{"ckqx"}{"iy"}n\${"gj"}{"eou"}{"ouw"0:1} n*[bi,ti] and live[ld]	76	0	23	23	0:02
4	*{"ckqx"}{"iy"}n*[bi,ti] and live[ld]	61664	0	0	0	0:01
5	*{"gj"}{"eou"}{"ouw"0:1}n*[bi,ti] and live[ld]	56515	0	0	0	0:04
6	4 and 5	1205	0	0	0	0:02
7	6 and "013"[cc]	324	0	24	24	0:03
8	*x{"iy"}n*[bi,ti] and live[ld]	4930	0	0	0	0:00
9	*jun*[bi,ti] and live[ld]	5177	0	0	0	0:01
10	8 and "013"[cc]	768	0	0	0	0:01
11	8 and ("013" or "a" or "b" or "200")[ic]	6	0	5	5	0:01
12	8 and ("035" or "a" or "b" or "200")[ic]	272	0	11	11	0:01
13	8 and ("042" or "a" or "b" or "200")[ic]	177	0	13	13	0:01
14	9 and "013"[cc]	978	0	0	0	0:01
15	9 and ("013" or "a" or "b" or "200")[ic]	33	0	15	15	0:01
16	9 and ("035" or "a" or "b" or "200")[ic]	494	0	18	18	0:01
17	9 and ("042" or "a" or "b" or "200")[ic]	241	0	25	25	0:01

Session started 08/23/2022 10:49 am

Session ended 08/23/2022 10:56 am

Total search duration 21.00

Session duration 6 minutes 24 seconds

Adjacency Level 1

Near Level 1

Note To The File

Serial Number: 97120330
Date: 08/23/2022 10:50 am
Created by: Alex Keam

XINJUNS

Searched

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- Consent of Living Individual

Delete the consent statement because not warranted