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**To:** Moshe D. Lapin([moshe@lapinlegal.com](mailto:moshe@lapinlegal.com))  
**Subject:** U.S. Trademark Application Serial No. 97119340 - VAXXED  
**Sent:** August 26, 2022 03:09:28 PM EDT  
**Sent As:** [tmng.notices@uspto.gov](mailto:tmng.notices@uspto.gov)

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## Attachments

[screencapture-www-amazon-com-Vaxxed-Vaccination-Hypodermic-Syringe-T-Shirt-dp-B09R11WC1K-ref-sr\\_1\\_2-16612850358081](#)  
[screencapture-www-teepublic-com-en-au-t-shirt-28329710-vaxxed-16612851090881](#)  
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[screencapture-shophappytee-com-products-vaxxed-hat-16614580027131](#)

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

**U.S. Application Serial No.** 97119340

**Mark:** VAXXED

**Correspondence Address:**

MOSHE D. LAPIN  
LAPIN LAW FIRM  
295 MADISON AVE.  
12TH FLOOR  
NEW YORK NY 10017 UNITED STATES

**Applicant:** Bigtree, Del Matthew

**Reference/Docket No.** N/A

**Correspondence Email Address:** moshe@lapinlegal.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 26, 2022

### **Introduction**

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**

- Search Results - No Conflicting Marks Found
- Registration Refused- Failure to Function- Widely Used Message
- Registration Refused- Failure to Function- Merely Informational
- Registration Refused- Mark is Merely Ornamental as Used on Specimen

### **Search Results - No Conflicting Marks Found**

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

### **Registration Refused- Failure to Function- Widely Used Message**

Registration is refused because the applied-for mark is a slogan or term that does not function as a trademark or service mark to indicate the source of applicant's goods and/or services and to identify and distinguish them from others. Trademark Act Sections 1, 2, 3, and 45, 15 U.S.C. §§1051-1053, 1127. In this case, the applied-for mark is a commonplace term, message, or expression widely used by a variety of sources that merely conveys an ordinary, familiar, well-recognized concept or sentiment. See *In re Wal-Mart Stores, Inc.*, 129 USPQ2d 1148, 1160 (TTAB 2019) (holding INVESTING IN AMERICAN JOBS not registrable for retail store services or promoting public awareness of goods made or assembled by American workers because the mark would be perceived merely as a commonly-used informational message); *In re Volvo Cars of N. Am., Inc.*, 46 USPQ2d 1455, 1460-61 (TTAB 1998) (holding DRIVE SAFELY not registrable for automobiles and automobile parts because the

mark would be perceived merely as an “everyday, commonplace safety admonition”).

Terms and expressions that merely convey an informational message are not registrable. *In re DePorter*, 129 USPQ2d 1298, 1299 (TTAB 2019) (citing *In re Eagle Crest, Inc.*, 96 USPQ2d 1227, 1229 (TTAB 2010)). Determining whether the term or expression functions as a trademark or service mark depends on how it would be perceived by the relevant public. *Univ. of Ky. v. 40-0, LLC*, 2021 USPQ2d 253, at \*25 (TTAB 2021) (citing *In re Greenwood*, 2020 USPQ2d 11439, at \*2 (TTAB 2020)); *In re DePorter*, 129 USPQ2d at 1303 (quoting *In re Eagle Crest, Inc.*, 96 USPQ2d at 1229)); TMEP §1202.04. When there are no limitations on the goods or services in the application, the relevant public comprises all potential purchasers of the goods or services. *In re Team Jesus LLC*, 2020 USPQ2d 11489, at \*3 (TTAB 2020) (citing *In re Yarnell Ice Cream, LLC*, 2019 USPQ2d 265039, at \*5 (TTAB 2019)); *see* TMEP §1202.04. “The more commonly a term or expression is used, the less likely that the public will use it to identify only one source and the less likely that it will be recognized by purchasers as a trademark [or service mark].” *In re Ocean Tech., Inc.*, 2019 USPQ2d 450686, at \*3 (TTAB 2019) (citing *In re Hulting*, 107 USPQ2d 1175, 1177 (TTAB 2013)); TMEP §1202.04(b).

The attached evidence from *Merriam-Webster* shows that this term or expression is commonly used to refer to vaccines or vaccination and conveys whether a person has been vaccinated. Moreover, the attached evidence from *Amazon*, *Teepublic*, *Vaxxed Designs*, *Zazzle*, *Etsy*, *Happy Tees*, and *Dilpop* shows that the term VAXXED is commonly used on hats and shirts. Because consumers are accustomed to seeing this term or expression commonly used in everyday speech by many different sources, they would not perceive it as a mark identifying the source of applicant’s goods and/or services but rather as only conveying an informational message.

An applicant may not overcome this refusal by amending the application to seek registration on the Supplemental Register or asserting a claim of acquired distinctiveness under Section 2(f). *In re Ocean Tech., Inc.*, 2019 USPQ2d 450686, at \*8; TMEP §1202.04(d); *see In re TracFone Wireless, Inc.*, 2019 USPQ2d 222983, at \*4 (TTAB 2019). Nor will submitting a substitute specimen overcome this refusal. *In re Team Jesus LLC*, 2020 USPQ2d 11489, at \*5-6 (TTAB 2020) (quoting *D.C. One Wholesaler, Inc. v. Chien*, 120 USPQ2d 1710, 1716 (TTAB 2016)); TMEP §1202.04(d).

### **Registration Refused- Failure to Function- Merely Informational**

Registration is refused because the applied-for mark is a slogan or term that does not function as a trademark or service mark to indicate the source of applicant’s goods and/or services and to identify and distinguish them from others. Trademark Act Sections 1, 2, 3, and 45, 15 U.S.C. §§1051-1053, 1127. In this case, the applied-for mark is a slogan or term that would be perceived by consumers as merely conveying information about applicant’s or similar goods and/or services. *See In re Bos. Beer Co.*, 198 F.3d 1370, 1372-74, 53 USPQ2d 1056, 1058-59 (Fed. Cir. 1999) (holding THE BEST BEER IN AMERICA for beer and ale not registrable because it is merely a common claim of superiority); *In re TracFone Wireless, Inc.*, 2019 USPQ2d 222983, at \*3 (TTAB 2019) (holding UNLIMITED CARRYOVER for telecommunications services not registrable because it “simply provides information about the services”); TMEP §1202.04(a).

Terms and expressions that merely convey an informational message, such as common statements or laudatory phrases about goods and/or services, are not registrable. *In re DePorter*, 129 USPQ2d 1298, 1299 (TTAB 2019) (citing *In re Eagle Crest, Inc.*, 96 USPQ2d 1227, 1229 (TTAB 2010)). Determining whether the term or expression functions as a trademark or service mark depends on how it would be perceived by the relevant public. *In re Wal-Mart Stores, Inc.*, 129 USPQ2d 1148, 1150 (TTAB 2019)

(citing *D.C. One Wholesaler, Inc. v. Chien*, 120 USPQ2d 1710, 1713 (TTAB 2016)); TMEP §1202.04. When there are no limitations on the goods or services in the application, the relevant public comprises all potential purchasers of the goods or services. *In re Team Jesus LLC*, 2020 USPQ2d 11489, at \*3 (TTAB 2020) (citing *In re Yarnell Ice Cream, LLC*, 2019 USPQ2d 265039, at \*5 (TTAB 2019)); see TMEP §1202.04. “The more commonly a term or expression is used, the less likely that the public will use it to identify only one source and the less likely that it will be recognized by purchasers as a trademark [or service mark].” *In re Ocean Tech., Inc.*, 2019 USPQ2d 450686, at \*3 (TTAB 2019) (citing *In re Hulting*, 107 USPQ2d 1175, 1177 (TTAB 2013)); TMEP §1202.04(b).

The attached evidence from *Amazon*, *Teepublic*, *Vaxxed Designs*, *Zazzle*, *Etsy*, *Happy Tees*, and *Dilpop* shows that this term or expression is widely used in the marketplace to convey the wearer's vaccination status. Thus, the wording is informational in that it conveys information about the wearer of the clothing items. Because consumers are accustomed to seeing this slogan or term used in this manner, and would take the words at their ordinary meaning as applied to applicant’s goods and/or services, consumers are likely to perceive the wording merely as informational matter about the goods and/or services. Thus, this slogan or term would not be perceived as a mark that distinguishes applicant’s goods and/or services from those of others and identifies the source of applicant’s goods and/or services.

An applicant may not overcome this refusal by amending the application to seek registration on the Supplemental Register or asserting a claim of acquired distinctiveness under Section 2(f). *In re Ocean Tech., Inc.*, 2019 USPQ2d 450686, at \*8; TMEP §1202.04(d); see *In re TracFone Wireless, Inc.*, 2019 USPQ2d 222983, at \*4. Nor will submitting a substitute specimen overcome this refusal. *In re Team Jesus LLC*, 2020 USPQ2d 11489, at \*5-6 (TTAB 2020) (quoting *D.C. One Wholesaler, Inc. v. Chien*, 120 USPQ2d 1710, 1716 (TTAB 2016)); TMEP §1202.04(d).

### **Registration Refused- Mark is Merely Ornamental as Used on Specimen**

Registration is refused because the applied-for mark as used on the specimen of record is merely a decorative or ornamental feature of applicant’s clothing and, thus, does not function as a trademark to indicate the source of applicant’s clothing and to identify and distinguish applicant’s clothing from others. Trademark Act Sections 1, 2, and 45, 15 U.S.C. §§1051-1052, 1127; see *In re Lululemon Athletica Can. Inc.*, 105 USPQ2d 1684, 1689 (TTAB 2013); *In re Pro-Line Corp.*, 28 USPQ2d 1141, 1142 (TTAB 1993); TMEP §§904.07(b), 1202.03 *et seq.*

The size, location, dominance, and significance of the alleged mark as used on the goods are all relevant factors in determining the commercial impression of the applied-for mark. See, e.g., *In re Peace Love World Live, LLC*, 127 USPQ2d 1400, 1403 (TTAB 2018) (quoting *In re Hulting*, 107 USPQ2d 1175, 1178 (TTAB 2013)); *In re Lululemon Athletica Can. Inc.*, 105 USPQ2d at 1687 (quoting *In re Right-On Co.*, 87 USPQ2d 1152, 1156 (TTAB 2008)); TMEP §1202.03(a).

With respect to clothing, consumers may recognize small designs or discrete wording as trademarks, rather than as merely ornamental features, when located, for example, on the pocket or breast area of a shirt. See TMEP §1202.03(a). Consumers may not, however, perceive larger designs or slogans as trademarks when such matter is prominently displayed across the front of a t-shirt. See *In re Pro-Line Corp.*, 28 USPQ2d at 1142; *In re Dimitri’s Inc.*, 9 USPQ2d 1666, 1667-68 (TTAB 1988); TMEP §1202.03(a), (b), (f)(i), (f)(ii).

In this case, the submitted specimen shows the applied-for mark, VAXXED, located directly on the upper-center area of the front of the shirts and sweatshirt and the front portion of the hat, respectively, where ornamental elements often appear. *See* TMEP §1202.03(a), (b). Furthermore, the mark is displayed in a relatively large size on the clothing such that it dominates the overall appearance of the goods. Lastly, the applied-for mark appears to be a design element that is used in a merely decorative manner that would be perceived by consumers as having little or no particular source-identifying significance.

Therefore, consumers would view the applied-for mark as a decorative or ornamental feature of the goods, rather than as a trademark to indicate the source of applicant's goods and to distinguish them from others.

*In appropriate circumstances*, applicant may overcome this refusal by satisfying one of the following options:

- (1) Submit a different specimen (a verified “[substitute](#)” specimen) that was in actual use in commerce at least as early as the filing date of the application (or prior to the filing of an amendment to allege use) and that shows proper trademark use for the identified goods in International Class 25. Examples of acceptable specimens that show non-ornamental use on clothing include hang tags and labels used inside a garment.
- (2) Amend to the [Supplemental Register](#), which is a second trademark register for marks not yet eligible for registration on the Principal Register, but which may become capable over time of functioning as source indicators.
- (3) Claim acquired distinctiveness under Trademark Act Section 2(f) by submitting [evidence](#) that the applied-for mark has become distinctive of applicant's goods; that is, proof that applicant's extensive use and promotion of the mark allowed consumers now directly to associate the mark with applicant as the source of the goods.
- (4) Submit evidence that the applied-for mark is an [indicator of secondary source](#); that is, proof that the mark is already recognized as a source indicator for *other* goods or services that applicant sells/offers.
- (5) Amend the filing basis to [intent to use under Section 1\(b\)](#). This option will later necessitate additional fee(s) and filing requirements.

For an overview of the response options above and instructions on how to satisfy each option online using the Trademark Electronic Application System (TEAS) form, see the [Ornamental Refusal webpage](#).

**Response guidelines.** For this application to proceed, applicant must explicitly address each refusal and/or requirement in this Office action. For a refusal, applicant may provide written arguments and evidence against the refusal, and may have other response options if specified above. For a requirement, applicant should set forth the changes or statements. Please see “[Responding to Office Actions](#)” and the informational [video “Response to Office Action”](#) for more information and tips on responding.

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 refusal(s) and/or requirement(s) in this Office action. *See* TMEP §§705.02, 709.06.

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.** [\*\*Click to file a response to this nonfinal Office action.\*\*](#)

/Rose Hughes/  
Rose Hughes  
Trademark Examining Attorney  
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(571) 270-5194  
[rose.hughes@uspto.gov](mailto:rose.hughes@uspto.gov)

## **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.

The screenshot shows an Amazon product page for a "Vaccinated Vaccination Hypodermic Syringe T-Shirt". The URL in the address bar is https://www.amazon.com/Vaccinated-Vaccination-Hypodermic-Syringe-T-Shirt/dp/B00R1HW01K/ref=sr\_1\_2?pd\_rd\_i=B00R1HW01K&refRID=1661284962&refinements=p\_4%3Avaccined%2Bdesigns&s-apparel&n=12&customId=B07KCZLX0M&t=1&p... The page includes the standard Amazon header with the search bar, account information, and cart icon. The main content area displays the product title, price (\$19.99), and a large image placeholder for the t-shirt. Below the image, there are sections for "Description", "Customer reviews", and "Buy & offers". The bottom of the page features the "Amazon Footer" with links to various services like Prime Now, Kindle Direct Publishing, and more.

Halloween Pumpkin Graphic T-Shirt for Women Pumpkin Tee Tops Halloween Thanksgiving Gift Shirt Tops

Brand: Vaxxed Designs

Womens Vaxxed Vaccination Hypodermic Syringe V-Neck T-Shirt

\$19<sup>99</sup>

Get Fast, Free Shipping with Amazon Prime & FREE Returns

amazon merch on demand Learn more

Fit type: Women

Color: Black

Size: Small

- Solid colors: 100% Cotton; Heather Grey: 90% Cotton, 10% Polyester; All Other Heathers: 50% Cotton, 50% Polyester
- Imported
- Machine Wash
- Hypodermic Syringe was invented by Blackman. This patent was issued on Dec. 11, 1951, by the United States Patent and Trademark Office and has been restored and digitally enhanced. As many defects or unwanted artifacts as possible have been removed.
- Lightweight, Classic fit, Double-needle sleeve and bottom hem

Halloween Pumpkin Graphic T-Shirt for Women Pumpkin Tee Tops Halloween Thanksgiving Gift Shirt Tops

\$15<sup>99</sup> prime

Roll over image to zoom in

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#### Have a question?

Find answers in product info, Q&As, reviews

Type your question or keyword

#### Product details

Package Dimensions : 10 x 8 x 1 inches; 4.8 Ounces  
Department : Women  
Date First Available : January 23, 2022  
Manufacturer : Vaxed Designs  
ASIN : B09R11WCTK

How confident are you in finding a size that will fit you well?

Not at all    Somewhat    Fairly    Very    Extremely

#### Videos

Help others learn more about this product by uploading a video!



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## Customer questions & answers

 Have a question? Search for answers

Typical questions asked about products:

- Is the item durable?
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- What are the dimensions of this item?

## Customer reviews

No customer reviews



[How customer reviews and ratings work](#)

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- Customizable Text,  
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Double Zipper,

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Custom Lunch Bag with  
Photo Text, Customized  
Insulated Tote

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\$26.99



Access Cooler Lunch  
Bags

★★★★★ 1

\$77.99



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BROWSE ADULT APPAREL KIDS APPAREL MASKS HOME GOODS CASES & STICKERS

**Vaxxed T-Shirt**

Vaxxed T-Shirt Designed and Sold by [MonkeyFlip](#)  
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Vaxxed

Color: Black 

Fit:  Male Fit  Female Fit

Style:

Size: 

|     |     |     |     |
|-----|-----|-----|-----|
| S   | M   | L   | XL  |
| 2XL | 3XL | 4XL | 5XL |

[View Size Chart](#)

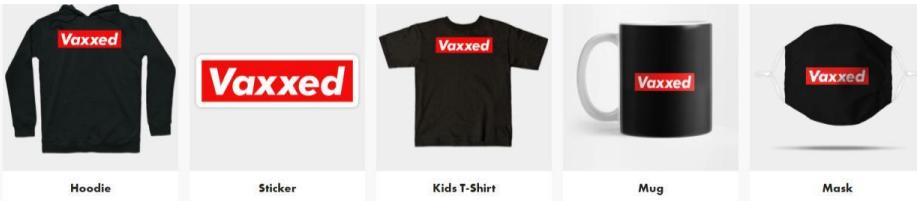
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Sticker

Kids T-Shirt

Mug

Mask

**Adult Apparel**

Tank Top  
Crewneck Sweatshirt  
Long Sleeve T-Shirt  
Baseball T-Shirt

**Cases & Stickers**

Phone Case  
Laptop Case  
Magnet

**Kids Apparel**

Kids Hoodie  
Kids Long Sleeve T-Shirt  
Onesie

**Home Goods**

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Tote  
Pins and Button

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[Learn More »](#)**What USA ship methods are available?**

Standard (5-8 Business Days)  
FedEx Air (4-6 Business Days)

*Estimates include printing and processing time. [More Shipping Info »](#)*

**What is the Return/Exchange policy?**

We want you to love your order! If for any reason you don't, let us know and we'll make things right. [Learn More »](#)

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### Vaxxed. T-Shirt

Vaxxed T-Shirt Designed and Sold by [Chestry](#)

TeePublic Guarantee 100% Free Exchanges. [More Info](#)

Vaxed.

Color: Black



Fit:  Male Fit  Female Fit

Style:

Size:

|     |     |     |     |
|-----|-----|-----|-----|
| S   | M   | L   | XL  |
| 2XL | 3XL | 4XL | 5XL |

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Hoodie

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Mask

**Adult Apparel**

Tank Top  
Crewneck Sweatshirt  
Long Sleeve T-Shirt  
Baseball T-Shirt

**Cases & Stickers**

Phone Case  
Laptop Case  
Magnet

**Kids Apparel**

Kids Hoodie  
Kids Long Sleeve T-Shirt  
Onesie

**Home Goods**

Posters and Art Print  
Notebook  
Pillow  
Tote  
Tapestry  
Pins and Button

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SEARCH VAXXED

**Vaxxed Stickers Just for You**

VACCINATED sticker



Fully Vaccinated - Red Cross...



Vaxed and waxed sticker



Vaccine pride: Team Moder...



not republican -- vaccinated...

## What USA ship methods are available?

Standard (5-8 Business Days)  
FedEx Air (4-6 Business Days)

Estimates include printing and processing time. [More Shipping Info](#)

## What is the Return/Exchange policy?

We want you to love your order! If for any reason you don't, let us know and we'll make things right. [Learn More »](#)

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### VAXXED T-Shirt

Vaxxed T-Shirt Designed and Sold by [Sci-Emily](#)

TeePublic Guarantee 100% Free Exchanges. [More Info](#)

nice

Color: White



Fit:  Male Fit  Female Fit

Style:

Size:

|     |     |     |     |
|-----|-----|-----|-----|
| S   | M   | L   | XL  |
| 2XL | 3XL | 4XL | 5XL |

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## Vaxxed Stickers Just for You



Vaccine pride: Team Pfizer (...)



Vaxxed Waxed and Ready ...



Vaxxed and waxed sticker



Double Dosed sticker



Vaxxed waxed and ready t...

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### Vaxxed T-Shirt

Vaxxed T-Shirt Designed and Sold by [Dynasty Arts](#)

TeePublic Guarantee 100% Free Exchanges. [More Info](#)

Awesome design to responsible vaccinated people

Color: Black



Fit:  Male Fit  Female Fit

Style:  Classic T-Shirt

Size:

|     |                                     |     |     |
|-----|-------------------------------------|-----|-----|
| S   | <input checked="" type="button"/> M | L   | XL  |
| 2XL | 3XL                                 | 4XL | 5XL |

[View Size Chart](#)

\$22

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[More Vaxxed Products](#)



Hoodie



Sticker



Kids T-Shirt



Mug



Mask

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## Vaxxed Stickers Just for You



Vaccine pride! TEAM J&amp;J - fu...



Vaxxed waxed and ready t...



Fan Club: Katalin (Kati) Kari...



I have Autism and I am VAX...



Fully vaccinated sticker

## What USA ship methods are available?

Standard (5-8 Business Days)  
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### Vaxxed T-Shirt

Vaxxed T-Shirt Designed and Sold by [loki1982](#)

TeePublic Guarantee 100% Free Exchanges. [More Info](#)

This is a shirt for someone who is Vaxxed.

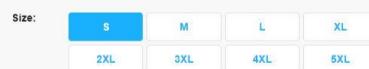
Color: Black



Fit:  Male Fit  Female Fit

Style:  Classic T-Shirt

Size:



[View Size Chart](#)

\$22

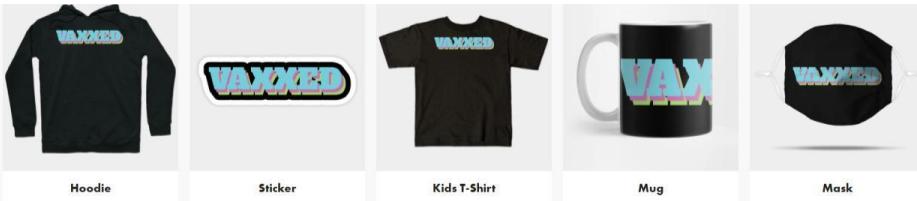
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More Vaxxed Products



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## Vaxxed Stickers Just for You



Vaxxed Vintage Colorful Ty...



Vaxxed and relaxed 2022 s...



Fully Vaccinated For Your S...



Vaxxed sticker



Vaxxed Retro Vintage Sun...

## What USA ship methods are available?

Standard (5-8 Business Days)  
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## VAXXED HOODIE BLACK

\$58.00

Shipping calculated at checkout.

Size

Small

[ADD TO CART](#)

[BUY IT NOW](#)

Stay warm and protect your community at the same time with our VAXXED embroidered hoodie in black.

### Highlights

- black
- logo embroidered print at the chest
- 80% cotton 20% polyester anti-pill fleece
- drawstring hood
- drop shoulder
- long sleeves
- elasticated hem
- Unisex

Order a **hoodie and cap combo** in any colour-way and receive 10% discount automatically applied at checkout.

Distributed from Australia.

Due to the current COVID-19 situation there may be a delay in delivery times.

Due to the nature of individual items may vary in delivery times.

**Adults S M L XL 2XL3XL4XL5XL**  
**Chest** 55.57-56.06 2.5 65 67.5 70 72.5  
**SP** 68 70 72 74 76 78 79 80  
**Length**

### CUSTOMER REVIEWS

No reviews yet

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### YOU MAY ALSO LIKE



VAXXED HOODIE WHITE  
\$58.00



VAXXED EMBROIDERED CAP  
\$30.00



VAXXED EMBROIDERED CAP  
\$30.00



VAXXED RAINBOW CAP  
\$30.00

No reviews

5 reviews

4 reviews

6 reviews

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## VAXXED EMBROIDERED CAP

\$30.00

Shipping calculated at checkout.



Color

BLACK

ADD TO CART

BUY IT NOW

Bet you didn't realise you needed a VAXXED hat - until now.

One Size Fits All - UNISEX

### Highlights

- black
- 100% heavy brushed cotton
- curved peak
- embroidered logo
- tonal stitching
- adjustable strap to the rear

Distributed from Australia.

Thank you so so so much for the overwhelming support.

Due to the current COVID-19 situation there may be a delay in delivery times.



## CUSTOMER REVIEWS

★★★★★ Based on 4 reviews

[Write a review](#)

★★★★★

Moulds to your head/preferred style like a glove

Emma on Oct 04, 2021

I knew I'd look super cute and get the message across but this cap is super good quality considering the price. Love the fabric and having a slightly smaller head was scared it would look weird but it's amazing. It arrived just in time for my second dose - thanks for the speedy shipping

[Report as inappropriate](#)

★★★★★

Super Cool

Nelly on Sep 30, 2021

Super cool and comfy hats. Great quality and loved wearing something which has purpose.

[Report as inappropriate](#)

★★★★★

What a cool cap

Taka Genno on Sep 30, 2021

I bought both black and white caps for my family. It's very comfortable and looks cool. Many people complimented that they liked my cap (vaxed). I think the team of vaxed are super cool. Good on them!

[Report as inappropriate](#)

★★★★★

Picnic time

Teresa on Sep 28, 2021

These caps are fantastic; made of quality material and workmanship. They are comfortable to wear and stay on in the strong winds we have had recently! We have had many compliments and enquiries about them.

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\$30.00



VAXXED RAINBOW CAP  
\$30.00

☆☆☆☆☆ No reviews



VAXXED RAINBOW CAP  
\$30.00

☆☆☆☆☆ No reviews



VAXXED HOODIE WHITE  
\$58.00

★★★★★ 5 reviews

★★★★★ 6 reviews

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vaxx

Dictionary Thesaurus

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**vaxx** verb

Save Word

\ 'vaks \bə\k\

variants: or less commonly **vax**

**vaxed** also **vaxed**; **vaxxing** also **waxing**; **vaxxes** also **vaxes**

**Definition of vaxx (Entry 1 of 2)**

*transitive verb*

: to administer a vaccine to : VACCINATE

// "If you aren't going to get vaxed, you won't be able to work in that office. We're not going to pay you not to work in the office," [CEO Jamie] Dimon said.

— Alia Slisco

// But so far, based on what we have read and heard, it seems like vaxed and boosted people who get breakthrough cases are still just getting mildly sick, if they're symptomatic at all ...

— Evan Hurst

// At least 70% of all San Francisco residents have received at least one dose of a COVID-19 vaccine, according to health department data released Thursday. "... We're still vaxing thousands daily," the agency said on Twitter.

— *The San Francisco Chronicle*

**vaxx** noun

variants: or less commonly **vax**

plural **vaxxes** also **vaxes**

**WORD OF THE DAY**

**abrogate**

[See Definitions and Examples »](#)

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### Definition of vaxx (Entry 2 of 2)

: VACCINE, VACCINATION

// vax rates

// ... maybe those mandates plus vaxxes for kids will finally get us ahead of the curve.

— Charles Kuffner

// You've gotten the vaxes and booster (along with your flu shot) ...

— Helaine Williams

### First Known Use of vaxx

#### Verb

2004, in the meaning defined above

#### Noun

1978, in the meaning defined above



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Odd Habits and Quirks

Which of the following best describes an easily irritated person?

**tetchy**   **flashy**  
**gregarious**   **superficial**

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---

**UNIVERSAL CROSSWORD**

A daily challenge for crossword fanatics.  
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### History and Etymology for vaxx

#### Verb

by shortening and respelling of [VACCINATE](#)

#### Noun

by shortening and respelling of [VACCINE](#) or [VACCINATION](#)



## Learn More About vaxx

### Share vaxx



### Time Traveler for vaxx



The first known use of vaxx was in 1978

[see more words from the same year](#)

From the Editors at Merriam-Webster



"**Vaxxation**: All I Ever Wanted  
For those who get the shot and go.

Dictionary Entries Near **vaxx**

vaward

**vaxx**

VB

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Statistics for **vaxx**

Last Updated

1 Aug 2022

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Top 7% of words

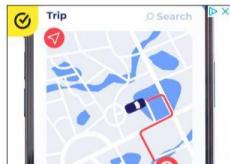
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## More Definitions for **vaxx**

---

### **vaxx** transitive verb

variants: *also vax* \ 'vaks \ \img alt="Dictionary icon"/>

**vaxxed** *also vaxed; vaxxing*; **vaxxes** *also vaxes*

#### **Medical Definition of vaxx (Entry 1 of 2)**

: to administer a vaccine to : VACCINATE

// ... a recent New York Times/Morning Consult survey of about 4,400 Americans indicated that those who are *vaxxed* or boosted are most worried about getting COVID within the next year, while the unvaccinated are the least concerned.  
— Shirley Leung, *The Boston Globe*

### **vaxx** noun

variants: *also vax*

*plural vaxxes also vaxes*

#### **Medical Definition of vaxx (Entry 2 of 2)**

*plural vaxxes also vaxes*

#### **Medical Definition of vaxx (Entry 2 of 2)**

: VACCINE, [VACCINATION](#)

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'Dunderhead' and Other  
'Nicer' Ways to Say  
Stupid

As illustrated by some very  
smart pups



10 Words from Place  
Names

Bikini, bourbon, and  
badminton were places first



'Pride': The Word That  
Went From Vice to  
Strength

Do you take pride in Pride?



When Were Words First  
Used?

Look up any year to find out



Literally

How to use a word that  
(literally) drives some pe...



'All Intensive Purposes'  
or 'All Intents and  
Purposes'?

We're intent on clearing it up



Lay vs. Lie

Editor Emily Brewster  
clarifies the difference.



Hot Mess

"The public is a hot mess"

WORD GAMES



**What Are You Wearing?**

Roll up your sleeves and identify these garments

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16,004 sales

VAXXED Trucker Hat // Unbeatable Quality and Price // VAXXED // Vaccine // Vaccinated trucker hat

\$10.77   
(40% Off)

Sale ends in 7 hours

Hat Color \*

Royal and White

Add your personalization \*

Please add font color here. If a color is not picked we will use black like the picture!

256

Quantity

1

**Add to cart**

Nice choice! Enjoy free shipping to the US when you spend \$35+ at this shop.

2,399 reviews

Reviews for this item 5 Reviews for this shop 2,399

Sort by: Suggested ▾

In general these are great hats - The color options are really fun. I got mine with in a purple hat and blue lettering. Unfortunately after less than 2 months of owning it mine is coming unstitched.

Buy together, get free shipping



This listing  
VAXXED Trucker Hat // Unbeatable Quality ...  
\$10.77

(40% off)



Personalized Girl Scout Zippered Money P...  
\$9.39

(40% off)

Shipping was extremely delayed even though I ordered priority mail.  
Hat Color: Purple and White

 Lynette Angelique Foley Jul 19, 2021

 Helpful?

**★★★★★**

Perfect! My new favorite hat!

Hat Color: Black and White

Font Colors: Black

 J.a.g May 5, 2021

 Helpful?

**★★★★★**

Fantastic! Great quality. Love this hat!

Hat Color: Royal and White

Font Colors: Glitter Gold

 Jenny Larson Jun 3, 2021

 Helpful?

**★★★★★**

Hat Color: Black and White

Font Colors: Glitter Black

 Koplik33 Jul 15, 2021

 Helpful?

**★★★★★**

Hat Color: Hot Pink and White

 Lauren LaCapra Jun 11, 2021

 Helpful?

Photos from reviews



Custom Infant Trucker Hats // Great for pa...  
**\$14.93**  
\$24.99 (40% off)

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Highlights ^

 Handmade

Description ^

VAXXED Trucker Hat // Unbeatable Quality and Price //  
VAXXED // Vaccine // Vaccinated trucker hat

Shipping and return policies ^

Estimated arrival

Aug 29-Sep 9

 Aug 23  
Order placed

 Aug 26-30  
Order ships

 Aug 29-Sep 9  
Delivered

Exchanges

Accepted

Exceptions may apply

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\$12.75  
\$21.25 (40% off)30 AF Trucker Hat // Unbeatabl...  
\$10.77  
\$17.95 (40% off)

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vaxxed



vaccinated



Pfizer



vaxxed and  
relaxed

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vaxxed baseball hats



GET 20% OFF

by Brighton Projects

Vaxxed, Vaccinated, black and white Embroidered Baseball Cap

★★★★★ 4.7 (954)

\$26.05

per hat

Qty:

1

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Style

Alternative Apparel Basic Adjustable Cap



Color

Black



Arrives by Sep 8 with Express

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Vaccinated Hat  
\$29.80

Vaxxed, Vaccinated, black and...  
\$26.05

Vaccinated, black white modern...  
\$26.05

Vaxxed, Vaccinated, red and gre...  
\$26.05

Vaxxed, Vaccinated, pink and...  
\$26.05

#### Other products from this collection

Vaxed, Vaccinated, Jabbed, Fully Double Vaxed by Brighton Projects



#### Transfer design to a product

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#### About This Product

Sold by **Zazzle**

Style: Alternative Apparel Basic Adjustable Cap  
Want a good-looking comfortable hat? This one's for you. From Alternative Apparel, this chino twill cap has a pre-curved bill, cloth strap and an antique brass slide buckle closure with tuck-in grommet, so it fits well on anyone. Contrasting navy underbill on all colors except white, black and pink.



#### About This Design

Vaxed, Vaccinated, black and white Embroidered

Baseball Cap

Vaxed, Vaccinated, black and white Embroidered  
Baseball Cap Modern, minimalist, simple, elegant style.

available on 93 products



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100% COTTON HAT WITH VACCINE

- 100% cotton woven
- Unstructured
- Low profile
- Antiqued brass side buckle

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Will be made by  
**Zazzle Embroidery** • Rono, NV  
★★★★★ 3.030 Reviews  
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**Embroidered Hats**

vaccinated, vaccine, pro vaccine, text, vaxxed, modern, elegant, embroidered, baseball cap, black

**All Products**

vaccinated, vaccine, pro vaccine, text, vaxxed, modern, elegant, embroidered, baseball cap, black

Other Info

Product ID: 233706051851133434

Created on: 7/25/2021, 2:05 PM

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The screenshot shows a Zazzle search results page for "Hats & Caps". At the top, there's a decorative bar with yellow, orange, and white stripes. Below it, a breadcrumb navigation shows "Accessories > Hats & Hair Accessories > Hats & Caps > Baseball & Trucker Hats". A "GET 20% OFF" button is visible on the left.

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USA (EN)

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by kre8tive

## Vaccinated Hat

★★★★★ 4.8 (275)

\$29.80

per hat

Qty:

1

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Select a size

Style

District Threads Distressed Chino Twill Cap



Color

Black



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Create



Vaxxed, Vaccinated, pink and...

\$26.05



Vaccinated Retro Embroidered...

\$28.25



Vaxxed, Vaccinated, black and...

\$26.05



Vaccinated I Covid-19 Modern...

\$36.25



I'm Vaccinated And my 5G reception is excellent

\$28.10



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Embroidered Shirt



Embroidered Bag

## About This Product

Sold by **Zazzle**

**Style:** District Threads Distressed Chino Twill Cap  
 If you like the lived-in look, you'll love this enzyme-washed hat from District Threads. Comfortable as an old friend, it's 100% cotton and has an unstructured style with 6 panels and a low profile. Make it the perfect size with the metal D-ring slider buckle and hideaway cloth strap.

- 100% cotton twill
- Decoration style: digital embroidery
- Low profile and unstructured
- Metal D-ring slider buckle with hideaway strap closure

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**Zazzle Embroidery** • Reno, NV  
 ★★★★☆ 3,030 Reviews  
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## About This Design

**Vaccinated Hat**

Here's a convenient and attractive way to let people know you're vaccinated, so they can relax around you.



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### Embroidered Hats

covid, coronavirus, vaccinated, vaxxed, covid 19, pandemic, rona, virus, vaccine, liberal

### All Products

covid, coronavirus, vaccinated, vaxxed, covid 19, pandemic, rona, virus, vaccine, liberal

## Other Info

Product ID: 233207243282241621

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### Vaxxed Foam Trucker

\$35.00

Cobalt / white Pink / white Olive Black / grey  
white / maroon Navy Royal Purple Black Orange  
Kelly Green



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Usually ready in 24 hours

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Let your trucker do the talking...the #1 most essential travel accessory.

Perfect to wear on your morning jog, hike or anywhere you're around people outside of your pod. Made in our favorite foam trucker with contrast golden fuzzy flock.

- Unisex
- Adjustable snapback
- foam trucker with interior sweatband



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\$35.00

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Cobalt / white Pink / white Olive Black / grey

white / maroon Navy Royal Purple Black Orange

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[Cobalt / white](#) [Pink / white](#) [Olive](#) [Black / grey](#)

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\$35.00

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\$35.00

**Style**

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white / maroon Navy Royal Purple Black Orange  
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\$35.00

### Style

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#### VAXXED FOAM TRUCKER

\$35.00

##### Style

Cobalt / white Pink / white Olive Black / grey  
white / maroon Navy Royal Purple Black Orange  
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\$35.00

##### Style

Cobalt / white Pink / white Olive Black / grey  
white / maroon Navy Royal Purple Black Orange  
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### Style

Cobalt / white [Pink / white](#) Olive [Black / grey](#)

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\$35.00

##### Style

Cobalt / white  Black / white  Olive  Black / grey  
white / maroon  Navy  Royal Purple  Black  Orange  
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**Style**

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**Style**

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- Adjustable snapback
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### Vaxed Foam Trucker

\$35.00

#### Style

Cobalt / white Pink / white Olive Block / grey  
white / maroon Navy Royal Purple Black Orange  
Kelly Green

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- Adjustable snapback





• foam trucker with interior sweatband

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Cobalt / white Pink / white Olive Black / grey  
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##### Style

Cobalt / white Pink / white Olive Black / grey  
white / maroon Navy Royal Purple Black Orange  
Kelly Green





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## Vaxxed Foam Trucker

\$35.00

### Style

Cobalt / white Fushia / white Olive Black / grey

white / maroon Navy Royal Purple Black Orange

Kelly Green

- 1 +

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#### Vaxxed Foam Trucker

\$35.00

##### Style

Cobalt / white   Pink / white   Olive   Black / grey  
white / maroon   Navy   Royal Purple   Black   Orange  
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- 1 +  ADD TO CART

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#### Vaxxed Foam Trucker





\$35.00

**Style**

Cobalt / white Pink / white Olive Black / grey  
white / maroon Navy Royal Purple Black Orange  
Kelly Green

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\$35.00

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Kelly Green

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\$35.00

#### Style

Cobalt / white Olive Block / grey  
white / maroon Navy Royal Purple Black Orange  
Kelly Green

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- Unisex
- Adjustable snapback

• foam trucker with interior sweatband



[Description](#) [Size Guide](#) [Returns](#) [Reviews](#)

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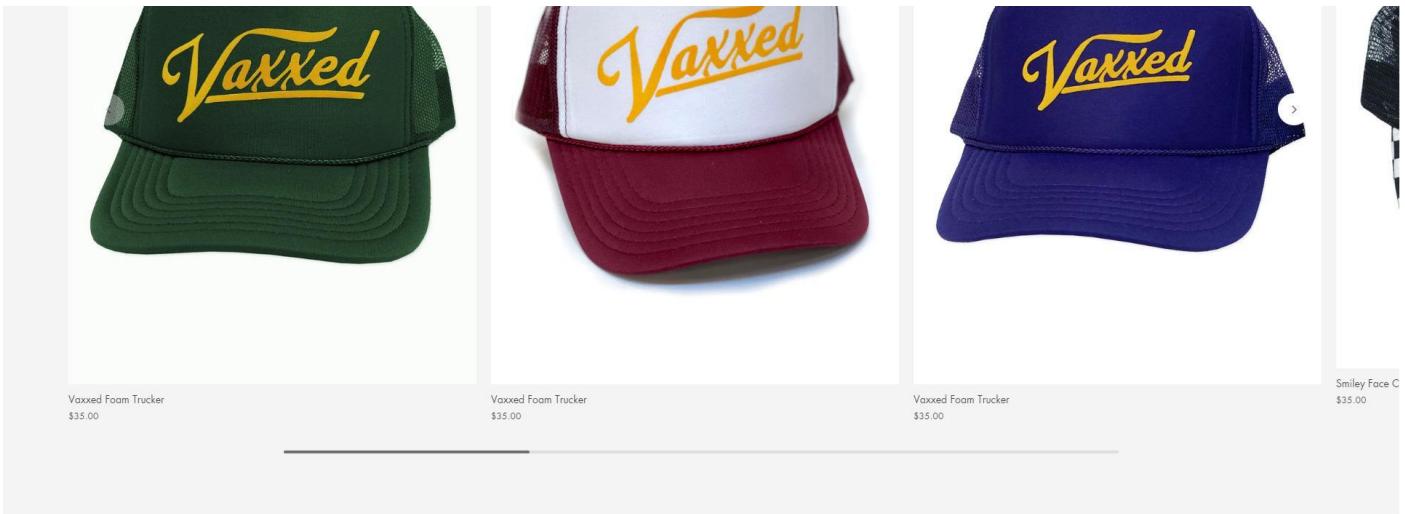
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\$29.00

Color

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Dad hats aren't just for dads. This one's got a low profile with an adjustable strap and curved visor.

- 100% chino cotton twill
- Green Camo color is 35% chino cotton twill, 65% polyester
- Unstructured, 6-panel, low-profile
- 6 embroidered eyelets
- 3 1/4" (7.6 cm) crown
- Adjustable strap with antique buckle
- Head circumference: 20 1/4"-21 1/4" (50.8 cm-53.3 cm)
- Blank product sourced from Vietnam or Bangladesh

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UNLOCK DISCOUNT

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## Vaxxed Hat

\$26.99 USD

Shipping calculated at checkout.

Color

White    Charcoal    Gold    Kelly Green  
 True Royal

Size

One size

Quantity

- 1 +

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Easy Tiger Hat

The Unisex 6-panel Twill Cap is one of our most popular options—it's perfect for the great outdoors, sporting events, and everyday use. This solid design is 100% cotton twill and will become your go-to hat for years to come. Buckram lining not only makes for easy embroidery but also ensures a classic shape that lasts.

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years to come. Buckram lining not only makes for easy embroidery but also ensures a classic shape that lasts.

- 100% Cotton twill
- 6 panel structure
- Adjustable Velcro® closure

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 White  Charcoal  Gold  Kelly Green  
 True Royal

Size

 One size

Quantity

- 1 +

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White ( Charcoal ) ( Gold ) ( Kelly Green )

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.: 100% Cotton twill

.: 6 panel structure

.: Adjustable Velcro® closure

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White

Charcoal

Gold

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Size

One size

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.: 100% Cotton twill

.: 6 panel structure

.: Adjustable Velcro® closure

 Share

White

Charcoal

Gold

Kelly Green

True Royal

Size

One size

Quantity

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.: 100% Cotton twill

.: 6 panel structure

UNLOCK DISCOUNT 



.: 6 panel structure  
. Adjustable Velcro® closure

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.: 100% Cotton twill  
. 6 panel structure  
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## **United States Patent and Trademark Office (USPTO)**

### **USPTO OFFICIAL NOTICE**

Office Action (Official Letter) has issued

on August 26, 2022 for

**U.S. Trademark Application Serial No. 97119340**

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**

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- [\*\*Update your correspondence email address\*\*](#) to ensure you receive important USPTO notices about your application.
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