

To: Michael A. Swift(maswift@maginot.com)
Subject: U.S. Trademark Application Serial No. 97120170 - WILD DOE NATURALS - 2631-0001
Sent: August 23, 2022 11:16:03 AM EDT
Sent As: tmng.notices@uspto.gov

Attachments

[screenshot-www-ahdictionary-com-word-search-html-16612677372931](#)

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

U.S. Application Serial No. 97120170

Mark: WILD DOE NATURALS

Correspondence Address:

MICHAEL A. SWIFT
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ONE INDIANA SQUARE, SUITE 2200
INDIANAPOLIS IN 46204 UNITED STATES

Applicant: Mr. Eric Young

Reference/Docket No. 2631-0001

Correspondence Email Address: maswift@maginot.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 issues below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

SEARCH OF USPTO DATABASE OF MARKS

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.

SUMMARY OF ISSUES:

- Disclaimer Required
- Domicile Clarification Required

DISCLAIMER REQUIRED

Applicant must disclaim the wording “NATURALS” because it is merely descriptive of a feature of applicant’s goods. *See* 15 U.S.C. §1052(e)(1); *DuoProSS Meditech Corp. v. Inviro Med. Devices, Ltd.*, 695 F.3d 1247, 1251, 103 USPQ2d 1753, 1755 (Fed. Cir. 2012); TMEP §§1213, 1213.03(a).

The attached evidence from the American Heritage Dictionary shows this wording means "Of, relating to, or concerning nature" and "Not altered, treated". Thus, the wording merely describes applicant’s goods, namely, applicant's skin care products are not altered or treated.

Applicant may respond to this issue by submitting a disclaimer in the following format:

No claim is made to the exclusive right to use “NATURALS” apart from the mark as shown.

For an overview of disclaimers and instructions on how to provide one using the Trademark Electronic Application System (TEAS), see the [Disclaimer webpage](#).

DOMICILE CLARIFICATION REQUIRED

Applicant must clarify its domicile street address because the domicile address of record identifies a post office box or mail forwarding service and does not appear to be applicant’s permanent legal place of residence or principal place of business. *See* 37 C.F.R. §§2.11(b), 2.189; TMEP §601.01(b)(1). A domicile address must identify either (1) the permanent legal place of residence, which is the place an individual applicant resides and intends to be the applicant’s principal home; or (2) the principal place of business, which is the juristic applicant’s headquarters where its senior executives or officers ordinarily direct and control the entity’s activities. *See* 37 C.F.R. §2.2(o)-(p); TMEP §803.05(a). All applications must include the applicant’s domicile address, which is required for a complete application. *See* 37 C.F.R. §§2.22(a)(1), 2.32(a)(2), 2.189.

In this case, the application record lists applicant as an individual and specifies applicant’s domicile as a post office box or mail forwarding service instead of a street address. In most cases, a post office box or mail forwarding service is not acceptable as a domicile address because it does not identify the location of the place applicant resides and intends to be applicant’s principal home. *See* 37 C.F.R. §2.2(o)-(p); TMEP §601.01(b)(1).

Response options. Applicant must provide its domicile street address. *See* 37 C.F.R. §2.32(a)(2), 2.189; TMEP §803.05. Alternatively, applicant may provide (1) documentation showing that the listed

address is, in fact, applicant's domicile, or (2) a detailed explanation supporting that applicant has no fixed physical address. *See* 37 C.F.R. §2.11(b); TMEP §601.01(b)-(b)(1).

To provide applicant's domicile street address. After opening the correct Trademark Electronic Application System (TEAS) response form and entering the serial number, (1) answer "yes" to question 5 and click "Continue;" (2) on the "Owner Information" page, in the "Domicile Address" field, uncheck the box stating the domicile and mailing address are not the same; and (3) below the checkbox provide applicant's domicile street address. Applicant's domicile street address will be hidden from public view if it is entered into the "Domicile Address" field. However, any street address listed in the "Mailing Address" field will be publicly viewable.

To provide documentation to support applicant's domicile address. Applicant should provide documentation showing the name and listed domicile address of the individual, for example one of the following: (1) a current, valid signed rental, lease, or mortgage agreement; (2) a current, valid homeowner's, renter's, or motor vehicle insurance policy; or (3) a computer-generated bill issued by a utility company dated no earlier than 60 days before the application filing date. TMEP §601.01(b)-(b)(1); *see* 37 C.F.R. §2.11(b). Submitted documentation must show the name, listed domicile address, and the date of the document but should redact other personal and financial information.

To provide this documentation, open the correct TEAS response form and enter the serial number, answer "yes" to question 3, and on the "Additional Statement(s)" page, below the "Miscellaneous Statement" field, click the button below the text box to attach documentation to support the U.S. street address.

To provide a detailed explanation that applicant has no fixed physical address. If applicant has no physical place where applicant resides and intends to be its principal home, applicant should state for the record that applicant has no fixed physical address and provide a detailed explanation of the circumstances.

To provide this explanation, open the correct TEAS response form and enter the serial number, answer "yes" to question 3, and on the "Additional Statement(s)" page, in the "Miscellaneous Statement" field, enter the referenced explanation in the text box.

ASSISTANCE: 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.](#)

/Melissa Sturman/
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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.



The AMERICAN HERITAGE dictionary of the English Language

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HOW TO USE THE DICTIONARY

To look up an entry in *The American Heritage Dictionary of the English Language*, use the search window above. For best results, after typing in the word, click on the "Search" button instead of using the "enter" key.

Some compound words (like *bus rapid transit*, *dog whistle*, or *identity theft*) don't appear on the drop-down list when you type them in the search bar. For best results with compound words, place a quotation mark before the compound word in the search window.

[GUIDE TO THE DICTIONARY](#)

THE USAGE PANEL

The Usage Panel is a group of nearly 200 prominent scholars, creative writers, journalists, diplomats, and others in occupations requiring mastery of language. Annual surveys have gauged the acceptability of particular usages and grammatical constructions.

nat-u·ral (năch'z-əl, năch'r-əl)

adj.

1. Present in or produced by nature: *a natural pearl*.
2. Of, relating to, or concerning nature: *a natural environment*.
3. Conforming to the usual or ordinary course of nature: *a natural death*.
4.
 - a. Not acquired; inherent: *Love of power is natural to some people*.
 - b. Having a particular character by nature: *a natural leader*.
 - c. Biology Not produced or changed artificially; not conditioned: *natural immunity*; *a natural reflex*.
5. Characterized by spontaneity and freedom from artificiality, affectation, or inhibitions. See **SYNONYMS** at *naïve*.
6. Not altered, treated, or disguised: *natural coloring*; *natural produce*.
7. Faithfully representing nature or life.
8. Expected and accepted: *"In Willie's mind marriage remained the natural and logical sequence to love"* (Duff Cooper).
9. Established by moral certainty or conviction: *natural rights*.
10. Being in a state regarded as primitive, uncivilized, or unregenerate.
11.
 - a. Related genetically: *the natural parents of the child*.
 - b. Born to parents who have never been married to each other: *the natural son of the king*.
12. Mathematics Of or relating to positive integers, sometimes including zero.
13. *Music*.
 - a. Not sharpened or flattened.
 - b. Having no sharps or flats.
14. Relating to hair that is allowed to remain in an unaltered state: *"Many tweets also attacked double standards that exist regarding black women's hair. Wearing extensions and weaves can be seen as traitorous or insecure, while wearing hair in a natural or traditionally African-inspired style ... can result in mocking criticism"* (Mary Emily O'Hara).

n.

1.
 - a. One having all the qualifications necessary for success: *You are a natural for this job*.
 - b. One suited by nature for a certain purpose or function: *She is a natural at mathematics*.

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4. *sharp*

- a. The sign (i) placed before a note to cancel a preceding sharp or flat.
 - b. A note so affected.
3. A yellowish gray to pale orange yellow.
 4. Games A combination in certain card and dice games that wins immediately.

[Middle English, from Old French, from Latin *nātūralis*, from *nātūra*, nature; see NATURE.]

nat'ural-ness *n.*

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Indo-European & Semitic Roots Appendices

Thousands of entries in the dictionary include etymologies that trace their origins back to reconstructed proto-languages. You can obtain more information about these forms in our online appendices:

Indo-European Roots

Semitic Roots

The Indo-European appendix covers nearly half of the Indo-European roots that have left their mark on English words. A more complete treatment of Indo-European roots and the English words derived from them is available in our **Dictionary of Indo-European Roots**.

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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. 97120170

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.

Statistics for Case 97120170						
#	Search	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/Search Duration
1	97120170[sn]	1	0	1	1	0:00
2	"wild doe naturals"[bi,ti]	1	0	1	1	0:00
3	*w{"iy"}ld*[bi,ti]not dead[ld]	6508	0	0	0	0:00
4	*do*[bi,ti]not dead[ld]	104509	0	0	0	0:01
5	*nat{v}r*[bi,ti]not dead[ld]	17340	0	0	0	0:00
6	3 and (4 5)	253	0	253	253	0:00
7	4 and 5	557	0	0	0	0:00
8	7 and "003"[cc]	228	0	228	228	0:00
9	*wild*[bi,ti]not dead[ld]	6473	0	0	0	0:01
10	wild*[bi,ti]not dead[ld]	6373	0	0	0	0:01
11	wild[bi,ti]not dead[ld]	4747	0	0	0	0:01
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13	11 and ("003" "005" "035" "042" "044" a b 20 0)[ic]	1008	0	0	0	0:01
14	11 and ("003" "005" "035" "044" a b 200)[ic]	893	0	0	0	0:01
15	11 and ("003" "005" "035" a b 200)[ic]	839	0	0	0	0:01
16	11 and ("003" "035" a b 200)[ic]	729	0	0	0	0:01
17	11 and ("003" a b 200)[ic]	260	0	260	260	0:01
18	*doe*[bi,ti]not dead[ld]	1281	0	0	0	0:01
19	doe*[bi,ti]not dead[ld]	1109	0	0	0	0:01
20	19 and "003"[cc]	361	0	361	361	0:01
21	"wild doe"[bi,ti]not dead[ld]	1	0	1	1	0:00
22	(030707 deer)[dc]not dead[ld]	2101	0	0	0	0:00
23	(030708 deer heads)[dc]not dead[ld]	1231	0	0	0	0:00
24	(030722 stylized deer)[dc]not dead[ld]	1489	0	0	0	0:01
25	(270303 animal letters)[dc]not dead[ld]	5102	0	0	0	0:00
26	22 and (23 24 25)	1698	0	0	0	0:00
27	26 and "003"[cc]	412	0	3	412	0:01
28	23 and (24 25)	707	0	3	500	0:00
29	24 and 25	45	0	2	45	0:00
30	22 and "003"[cc]	519	0	3	519	0:00
31	22 and ("003" "005" "035" "042" "044" a b 20 0)[ic]	434	0	3	434	0:01
32	23 and "003"[cc]	278	0	3	278	0:01
33	24 and "003"[cc]	369	0	4	369	0:00

Statistics for Case 97120170						
#	Search	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/Search Duration
34	*wild*[bi,ti]not dead[ld] and *deer*[bi,ti]not d ead[ld]	8	0	8	8	0:00

Session started 08/23/2022 10:46 am

Session ended 08/23/2022 11:06 am

Total search duration 16.00

Session duration 20 minutes 13 seconds

Adjacency Level 1

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Statistics for Case 97120170						
#	Search	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/Search Duration
1	97120170[sn]	1	0	1	1	0:00
2	"wild doe naturals"[bi,ti]	1	0	1	1	0:00
3	*w{"iy"}ld*[bi,ti]not dead[ld]	6508	0	0	0	0:00
4	*do*[bi,ti]not dead[ld]	104509	0	0	0	0:01
5	*nat{v}r*[bi,ti]not dead[ld]	17340	0	0	0	0:00
6	3 and (4 5)	253	0	253	253	0:00
7	4 and 5	557	0	0	0	0:00
8	7 and "003"[cc]	228	0	228	228	0:00
9	*wild*[bi,ti]not dead[ld]	6473	0	0	0	0:01
10	wild*[bi,ti]not dead[ld]	6373	0	0	0	0:01
11	wild[bi,ti]not dead[ld]	4747	0	0	0	0:01
12	11 and "003"[cc]	1127	0	0	0	0:00
13	11 and ("003" "005" "035" "042" "044" a b 20 0)[ic]	1008	0	0	0	0:01
14	11 and ("003" "005" "035" "044" a b 200)[ic]	893	0	0	0	0:01
15	11 and ("003" "005" "035" a b 200)[ic]	839	0	0	0	0:01
16	11 and ("003" "035" a b 200)[ic]	729	0	0	0	0:01
17	11 and ("003" a b 200)[ic]	260	0	260	260	0:01
18	*doe*[bi,ti]not dead[ld]	1281	0	0	0	0:01
19	doe*[bi,ti]not dead[ld]	1109	0	0	0	0:01
20	19 and "003"[cc]	361	0	361	361	0:01
21	"wild doe"[bi,ti]not dead[ld]	1	0	1	1	0:00
22	(030707 deer)[dc]not dead[ld]	2101	0	0	0	0:00
23	(030708 deer heads)[dc]not dead[ld]	1231	0	0	0	0:00
24	(030722 stylized deer)[dc]not dead[ld]	1489	0	0	0	0:01
25	(270303 animal letters)[dc]not dead[ld]	5102	0	0	0	0:00
26	22 and (23 24 25)	1698	0	0	0	0:00
27	26 and "003"[cc]	412	0	2	412	0:01
28	23 and (24 25)	707	0	3	500	0:00
29	24 and 25	45	0	2	45	0:00
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32	23 and "003"[cc]	278	0	3	278	0:01
33	24 and "003"[cc]	369	0	3	369	0:00

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