

To: /Scott M. Douglass/(smd@iplawgroup.com)
Subject: U.S. Trademark Application Serial No. 97120419 - THE NASH COLLECTION - 024396.2
Sent: August 22, 2022 02:24:54 PM EDT
Sent As: tmng.notices@uspto.gov

Attachments

[screenshot-www-ahdictionary-com-word-search-html-16611922724381](#)

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

U.S. Application Serial No. 97120419

Mark: THE NASH COLLECTION

Correspondence Address:

/SCOTT M. DOUGLASS/
PATTERSON INTELLECTUAL PROPERTY LAW, PC
1600 DIVISION STREET, SUITE 500
NASHVILLE TN 37203 UNITED STATES

Applicant: REVV, LLC

Reference/Docket No. 024396.2

Correspondence Email Address: smd@iplawgroup.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 22, 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.

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

DISCLAIMER REQUIRED

Applicant must disclaim the wording “COLLECTION” because it is merely descriptive of an ingredient, quality, characteristic, function, feature, purpose, or use of applicant’s goods and/or services. *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 "A line of products produced for one season, as those developed by a designer." Thus, the wording merely describes a feature of applicant's goods, in that the goods are from a line of products.

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

No claim is made to the exclusive right to use “COLLECTION” 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](#).

ASSISTANCE

Please call or email the assigned trademark examining attorney to resolve the issues in this Office action. Although the USPTO does not accept emails as responses to Office actions, communication by phone or email is permissible to agree to proposed amendments to the application that will immediately place the application in condition for publication, registration, or suspension. *See* 37 C.F.R. §2.62(c); TMEP §707.

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

/Michael Eisnach/
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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
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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.

[THE PANELISTS](#)

col·lec·tion (kə-ˈlekʃən)

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n.

1. The act or process of collecting.
2. A group of objects or works to be seen, studied, or kept together.
3. A line of products produced for one season, as those developed by a designer: *promoted the summer collection in the store window.*
4. An accumulation; a deposit: *a collection of dust on the piano.*
5.
 - a. A collecting of money, as in church.
 - b. The sum so collected.

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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](#)

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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](#).

American Heritage Dictionary Products



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*This website is best viewed in Chrome, Firefox, Microsoft Edge, or Safari. Some characters in pronunciations and etymologies cannot be displayed properly in Internet Explorer.

United States Patent and Trademark Office (USPTO)

USPTO OFFICIAL NOTICE

Office Action (Official Letter) has issued
on August 22, 2022 for
U.S. Trademark Application Serial No. 97120419

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.

Note To The File

Serial Number: 97120419

Date: 08/22/2022 1:24 pm

Created by: Michael Eisnach



THE NASH COLLECTION

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- Description of the Mark

User: Michael Eisnach

Statistics for Case 97120419						
#	Search	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/Search Duration
1	97407039	1	0	0	0	0:00
2	97407039	1	0	1	1	0:00
3	*n{v1:2}sh*[bi,ti] and live[ld]	5532	0	123	123	0:02
4	3 and "025"[cc]	1465	0	0	0	0:01
5	3 and "025"[ic]	540	0	0	0	0:01
6	*n{"a"1:2}sh*[bi,ti] and live[ld]	865	0	0	0	0:01
7	6 and "025"[cc]	307	0	307	307	0:01
8	*n{v1:2}sh\$s*[bi,ti] and live[ld]	340	0	340	340	0:03
9	*n{v1:2}sh\$z*[bi,ti] and live[ld]	5	0	5	5	0:01
10	*nash*[bi,ti] and live[ld]	864	0	0	0	0:01
11	10 and "025"[cc]	307	0	307	307	0:00
12	("sc" "s c" *sc*)[bi,ti] and live[ld]	76436	0	0	0	0:01
13	12 and 3	115	0	115	115	0:02
14	nash*[bi,ti] and live[ld] and "025"[ic]	119	0	119	119	0:00
15	"REVV, LLC "[on]	17	0	11	11	0:00
16	*{"ck"}ollect*[bi,ti] and live[ld]	7400	0	0	0	0:00
17	16 and 3	8	0	8	8	0:00
18	3 and "009"[cc]	2239	0	0	0	0:00
19	3 and "009"[ic]	454	0	454	454	0:01
20	3 and (a b 200)[ic]	69	0	69	69	0:01
21	3 and "020"[cc]	1406	0	0	0	0:00
22	3 and "020"[ic]	239	0	239	239	0:01
23	10 and "009"[cc]	470	0	470	470	0:01
24	10 and "020"[cc]	208	0	0	0	0:00
25	24 not 23	29	0	29	29	0:00

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