

To: Dileep P. Rao(drao@kmd.law)
Subject: U.S. Trademark Application Serial No. 97119923 - DELIVERING INNOVATION
Sent: August 23, 2022 07:16:13 PM 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. 97119923

Mark: DELIVERING INNOVATION

Correspondence Address:

Dileep P. Rao
Kearney, McWilliams & Davis
55 Waugh, Suite 150
Houston TX 77007 UNITED STATES

Applicant: ENGglobal Corporation

Reference/Docket No. N/A

Correspondence Email Address: drao@kmd.law

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

DEFERRAL OF ACTION ON THE MERITS AND SEARCH

The trademark examining attorney will defer a review of the merits of the application, and a search of the USPTO database of registered and pending marks, until applicant clarifies the number of classes for which registration is sought and ensures the required filing fees for all specified classes have been paid.

See TMEP §§810.01, 1401.04; *see also* 15 U.S.C. §1112; 37 C.F.R. §2.86(a)(2), (b)(2).

The application identifies services in at least eleven classes; however, applicant submitted the fees sufficient for only one class.

Applicant may respond to this issue by satisfying one of the following:

- (1) Specifying the ***exact*** services provided as well as the number of classes for which registration is sought and provide the filing fees for all such classes.
- (2) Deleting services from the application not covered by the fee(s) already submitted.

See TMEP §§810.01, 1401.04.

Applicant ***is strongly encouraged to view*** the USPTO's online searchable [*U.S. Acceptable Identification of Goods and Services Manual*](#) for assistance with identifying and classifying goods and services in trademark applications. See TMEP §1402.04. For example, unless noted in the ID manual, "consultancy"; "information"; and "advisory" services are classified by the exact subject-matter and not by field of use.

Applicant may amend the identification to clarify or limit the services, but not to broaden or expand the services beyond those in the original application or as acceptably amended. See 37 C.F.R. §2.71(a); TMEP §1402.06. Generally, any deleted services may not later be reinserted. See TMEP §1402.07(e).

Applicant is further advised that if the application ***continues to identify vague services in multiple classes*** without applicant submitting sufficient fee(s) for all classes, the trademark examining attorney ***will continue to defer*** a review of the merits of the application and a search of the USPTO database of registered and pending marks until applicant ensures the required filing fees for all specified classes have been paid.

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.](#)

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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. 97119923

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.