



APPLICATION FOR REGISTRATION OF TRADEMARK / SERVICE MARK

State Form 4430 (R3 / 6-97)
Approved by the State Board of Accounts, 1994

Filing Fee: \$10.00

IC 24-2-1-4

Sue Anne Gilroy
Secretary of State
TRADEMARKS DIVISION
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Indianapolis, IN 46204
Telephone: (317) 232-6540

INSTRUCTIONS: See reverse side

APPLICANT: INDIVIDUAL, ASSOCIATION, PARTNERSHIP, CORPORATION, OTHER

1. Name of applicant	
2. Address (street and number, city, state, ZIP code)	Applicant telephone number ()
3. Contact Person (Name and address of contact if correspondence about this application should go to a party other than the signatory.)	Contact telephone number ()
4. The Applicant is ONE of the following: (check the <input type="checkbox"/> Individual <input type="checkbox"/> Association <input type="checkbox"/> Partnership of any type (Attach name and address of <input type="checkbox"/> Corporation (State of _____) <input type="checkbox"/> Other _____)	

TRADEMARK / SERVICE MARK INFORMATION

5. Trademark / Service Mark: (Include all words to be registered.)

6. Does the Mark involve a symbol, design or any nonstandard type face? If "yes," then briefly describe, in words, major feature(s) of design.
 Yes No _____

7. DISCLAIMER: Disclaim words, phrases, and pictorial features which are merely descriptive of the goods or services or are primarily geographic. Names of cities, states, and designation of corporate status are normally considered descriptive; e.g., *Inc., company, Indiana, USA, etc.* No claim is made to the exclusive right to use the symbol / word(s) _____ apart from the Mark as shown.

8. Class number (Select only ONE class per form -- see reverse for class) →

9. Describe specific goods (classes 1-52) or services (classes 53-60) used in connection with the Mark. The Mark is used on, or in connection with:

10. Date the Mark was first used in commerce in Indiana by applicant or predecessor: (m,d,y) _____ Date the Mark was first used in commerce anywhere in USA, including _____

11. If the Mark is used in selected classes, check all boxes that apply to how the Mark is used:
 (a) Classes 1-52 (By applying it:)
 Directly to goods to the containers for the goods to tags or labels affixed to the goods to tags or labels affixed to the containers for the goods
 by displaying the mark in physical association with the goods in the sale or distribution thereof Other (please specify) _____
 (b) Classes 53-60 (By displaying it:)
 in advertisements of the service
 on documents, wrappers, or articles delivered in connection with the service rendered Other (please specify) _____

12. If either of the above first uses of the Mark were by a predecessor in business; give name, address, and specify which use(s) of the Mark were by predecessor.

VERIFICATION STATEMENT

I, _____ affirm under penalty of perjury that (1) I am: (check box that applies) the individual owner, a partner, or an officer (title) _____ of applicant; (2) I have read this application and its contents / specimens are true and complete to the best of my knowledge; (3) The Mark is now in use in commerce; (4) (i) I am the owner of the applied for Mark and no other person or organization has the right to use this trademark / service mark in Indiana either in identical form or in a form so resembling it as might be calculated to deceive or be mistaken for it, or (ii) written consent by the registrant to applicant's use has been filed with the Secretary of State.

Signature	Date
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DIRECTIONS

1. If the Mark is the same or resembles a Mark presently registered in this state, attach an affidavit of consent by registrant, signed and verified under oath.
2. Question #5 should contain all the words you wish to register, even if Mark involves a symbol or design.
3. Only answer question #7 and #12 if applicable. All other questions should be answered.
4. Approximate dates of first use are acceptable in question #10. These dates must be prior to the date of signing this application.
5. Include three (3) flat specimens no larger than 8.5" x 11." If question #6 was answered 'yes,' then an additional specimen must be included. This specimen should be on white plain paper showing **only** the Mark, in black ink and suitable for computer scanning.

REQUIREMENTS FOR SPECIMENS: THREE (3) SPECIMENS MUST ACCOMPANY THIS FORM

1. The specimens must be actual samples of how the Mark is currently being used in commerce. The specimens may be identical or they may be examples of three different uses showing the same Mark.
2. If the Mark is **used on goods** (Classes 1-52), examples of acceptable specimens are tags or labels which are attached to the goods, displays associated with the goods, or photographs of the goods showing use of the Mark on the goods themselves. Invoices, letterhead, business cards, and brochures are generally not acceptable specimens for goods.
3. If the Mark is **used for services** (Classes 53-60), the specimens must show the Mark and **include some clear reference to the type of services rendered under the Mark**. Examples of acceptable specimens are signs, brochures about the services, advertisements, business cards or stationery, and photographs which show the Mark either as it is used in the rendering or promoting of the services.

DISCLAIMERS:

Descriptive words, phrases, and pictorial features which are essentially or merely descriptive of the character, quality, or intended function of the goods or services may not be claimed for registration except when specifically associated with other registrable features; in which case the descriptive matter must be disclaimed, unless the applicant can prove substantially exclusive and continuous use in this state or elsewhere for the five (5) years next proceeding the date of the filing of the application for registration. IC 24-2-1-3

FLILING NOTES:

1. **Three (3) specimens and a separate nonrefundable check or money order (cash is NOT acceptable) in the amount of \$10.00, made to the order of Secretary of State of Indiana, must accompany this completed application.**
2. A separate application (**and \$10.00 fee**) must be filed for each Mark the applicant wishes to register. Likewise, to register more than one classification of the same Mark, a separate application (**and \$10.00 fee**) must be filed for each. All forms may be photocopied and submitted on plain paper.
3. Trademark / Service Mark registration lasts a period of ten years. A renewal application may be filed up to six months in advance of expiration.
4. If this application is rejected, your appeal rights are set forth in the Administrative Orders and Procedures Act. IC 4-21.5-3-5

CHOOSE CLASS (ONE ONLY) THAT BEST DESCRIBES GOODS OR SERVICES THAT THE MARK IS USED IN CONNECTION WITH:

TRADEMARK CLASSES (MANUFACTURING OF GOODS)

1. Raw or partly prepared materials
2. Receptacles
3. Baggage, animal equipments, portfolio and pocketbooks
4. Abrasives and polishing materials
5. Adhesives
6. Chemicals and chemical compositions
7. Cordage
8. Smokers' articles, not including tobacco products
9. Explosives, firearms, equipments and projectiles
10. Fertilizers
11. Inks and inking materials
12. Construction materials
13. Hardware and plumbing and steam-fitting supplies
14. Metals and metal castings and forgings
15. Oils and greases
16. Paints and painter's materials
17. Tobacco products
18. Medicines and pharmaceutical preparations
19. Vehicles
20. Linoleum and oiled cloth
21. Electrical apparatus, machines and supplies
22. Games, toys and sporting goods
23. Cutlery, machinery, and tool, and parts thereof
24. Laundry appliances and machines
25. Locks and safes
26. Measuring and scientific appliances
27. Horological instruments
28. Jewelry and precious-metal ware
29. Brooms, brushes and dusters
30. Crockery, earthenware and porcelain

31. Filters and refrigerators
 32. Furniture and upholstery
 33. Glassware
 34. Heating, lighting and ventilating apparatus
 35. Belting, hose, machinery packing, and nonmetallic tires
 36. Musical instruments and supplies
 37. Paper and stationery
 38. Prints and publications
 39. Clothing
 40. Fancy goods, furnishings and notions
 41. Canes, parasols and umbrellas
 42. Knitted, netted and textile fabrics, and substitutes thereof
 43. Thread and yarn
 44. Dental, medical and surgical appliances
 45. Soft drinks and carbonated waters
 46. Foods and ingredients of foods
 47. Wines
 48. Malt beverages and liquors
 49. Distilled alcoholic liquors
 50. Cosmetics and toilet preparations
 51. Detergents and soaps
 52. Merchandise not otherwise classified
- #### SERVICE MARK CLASSES (SERVICES RENDERED TO THE PUBLIC)
53. Miscellaneous
 54. Advertising and business
 55. Insurance and financial
 56. Construction and repair
 57. Communication
 58. Transportation and storage
 59. Material treatment
 60. Education and entertainment