



**TRADEMARK REGISTRATION**  
 SECRETARY OF STATE  
 SFN 13400 (11-99)

For Office Use Only

ID #	
WO #	
Filed	By
Expiration Date	

**1. FILING FEE**

One class of goods \$30.0  
 Each additional class of goods 0

**SEE INSTRUCTIONS FOR FILING AND MAILING GUIDANCE**

For reference, see North Dakota Century Code, Chapter 47-22.

2. Owner	3. Social Security/Federal ID #	4. Telephone #
5. Address of owner's principal place of business (Street/RR, PO Box, City, State, Zip+ 4)		6. Toll-Free Telephone #

7. The owner is (select one)

- Corporation incorporated in State of \_\_\_\_\_
  - Limited Liability Company organized in State of \_\_\_\_\_
  - Limited Partnership organized in State of \_\_\_\_\_
  - Other. Define (see instructions) \_\_\_\_\_
- Individual/Sole Proprietor
  - General Partnership (see 8.)

8. If a general partnership, list all partners, their Social Security/Federal ID #'s, and the addresses of their principal places of business

NAME	SOCIAL SECURITY/FEDERAL ID #	Street/RR Zip+ 4	COMPLETE ADDRESS		
			PO Box	City	State

9. Provide a detailed description of the trademark including features such as color, words, lettering, pictures or designs, etc.

10. The trademark is used in connection with the following goods

11. Classification number(s) of goods

12. Mode or manner in which trademark is used, or manner in which trademark is associated with product

13. Date on which this trademark was first used by the applicant or predecessor in business anywhere? (month, day, and year)	14. Date on which this trademark was first used by the applicant or predecessor in business in North Dakota? (month, day, and year)
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15. Duplicate facsimiles of the trademark are attached.

16. "I (we) own the trademark and no other person has the right to use such trademark in North Dakota either in the identical form thereof or in such near resemblance thereto as might be calculated to deceive or to be mistaken therefor.

I (we), a (the) owner(s), say that I (we) have read the foregoing registration, know the contents thereof, and believe the statements made thereon to be true."

Original Signature Date	Original Signature Date
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17. Name of person to contact if questions about this registration Daytime telephone #

## INSTRUCTIONS FOR TRADEMARK REGISTRATION

Any person or entity that has adopted a trademark to distinguish their goods made or sold from goods made or sold by another, may register that trademark with the Secretary of State. The trademark may be a word, name, symbol, or device, or any combination thereof.

The registration of a trademark with the Secretary of State provides protection of the trademark in North Dakota. However, if a trademark is registered with the Patent and Trademark Office in Washington, D.C., the federal registration may supersede the protection afforded by state law.

In the event that a trademark or name is used that is deemed to be the same as, or deceptively similar, to a trademark that is already registered, the registrant of such trademark may institute a civil suit to enjoin the manufacture, use, display, or sale of any counterfeits or imitations. (See North Dakota Century Code, Section 47-22-12.)

The trademark submitted for registration may not be the same as, or deceptively similar to, another trademark or name registered with the Secretary of State. (See North Dakota Century Code, Section 47-22-02.) Any trademark submitted for filing may not be filed if determined to be the same as, or deceptively similar to, previously filed name or trademark.

1. The registration fee is \$30 if a trademark is associated with only one class of goods. If associated with more than one class of goods, the fee is \$20 for each additional class. (See number 11 to identify the applicable classes).
2. Provide the full names of all the owners. If the owner is a corporation, a limited liability company, or a partnership registered with the Secretary of State, the owner's name must be identical to that as registered.
3. To properly maintain trademark records, the Social Security or Federal ID number(s) of the owner(s) is required.
4. The telephone number of the owner is required.
5. Provide the complete mailing address of the owner's principal place of business.

**In this section, an address must include either a street or rural address and/or a post office box number if required for mailing purposes, in addition to the city, state, and zip code.**

If the owner is a corporation or limited liability company registered with the Secretary of State, the principal place of business address must correspond to that declared in the separate corporate or limited liability company registration with the Secretary of State. When notice is received in the form of an annual report of an owner indicating that the address of the principal place of business is changed in the separate registration, such notice automatically effects a change in the trademark registration.

6. Provide a toll-free telephone number if the applicant has one.
7. Select the organizational structure which best defines the owner.

If the owner is a corporation, a limited partnership, or a limited liability company, include the state of origin. A North Dakota corporation, a North Dakota limited partnership, a North Dakota limited liability company, a North Dakota limited liability partnership, or a North Dakota limited liability limited partnership must be in existence and on file with the Secretary of State before a trademark will be accepted for registration.

A North Dakota general partnership using a fictitious name must have a Fictitious Name Certificate on file with the Secretary of State before a trademark will be accepted for registration.

If the owner of the trademark is an organizational structure defined as "other" and not mentioned above, the acceptance of a trademark registration will be assessed on a case-by-case basis.

- 8.
- If the owner is a general partnership, provide the names of all partners, their Social Security or Federal ID numbers, and the complete addresses of their principal places of business. (See number 5 for definition of complete address.)
- 9.
10. Identify the goods or products that will be associated with the trademark.

11. The goods associated with a trademark are classified by North Dakota Century Code, Section 47-22-09. From the following schedule, identify the numbers of classes of goods associated with the trademark.

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|--|---|
| 1) Raw or partly prepared materials.                   | 27) Horological instruments.  |
| 2) Receptacles.  | 28) Jewelry and precious-metal ware.                                |
| 3) Baggage, animal equipment, portfolios and           | 29) Brooms, brushes, and dusters.                                   |
| 4) pocketbooks.  | 30) Crockery, earthenware, and porcelain.                           |
| 5) Abrasives and polishing materials.                  | 31) Filters and refrigerators.                                      |
| 6) Adhesives.  | 32) Furniture and upholstery.                                       |
| 7) Chemicals and chemical compositions.                | 33) Glassware.  |
| 8) Cordage.  | 34) Heating, lighting, and ventilating apparatus.                   |
| 9) Smokers' articles, not including tobacco products.  | 35) Belting, hose, machinery packing and nonmetallic tires.         |
| 10) Explosives, firearms, equipments, and projectiles. | 36) Musical instruments and supplies.                               |
| 11) Fertilizers.                                       | 37) Paper and stationery.   |
| 12) Inks and inking materials.                         | 38) Prints and publications.  |
| 13) Construction materials.                            | 39) Clothing.   |
| 14) Hardware and plumbing and steam-fitting supplies.  | 40) Fancy goods, furnishings, and notions.                          |
| 15) Metals and metal castings and forgings.            | 41) Canes, parasols, and umbrellas.                                 |
| 16) Oils and greases.                                  | 42) Knitted, netted, and textile fabrics, and substitutes therefor. |
| 17) Paints and painters' materials.                    | 43) Thread and yarn.  |
| 18) Tobacco products.                                  | 44) Dental, medical, and surgical appliances.                       |
| 19) Medicines and pharmaceutical preparations.         | 45) Soft drinks and carbonated waters.                              |
| 20) Vehicles.  | 46) Foods and ingredients of foods.                                 |
| 21) Linoleum and oiled cloth.                          | 47) Wines.  |
| 22) Electrical apparatus, machines, and supplies.      | 48) Malt beverages and liquors.                                     |
| 23) Games, toys, and sporting goods.                   | 49) Distilled alcoholic liquors.                                    |
| 24) Cutlery, machinery, and tools, and parts thereof.  | 50) Merchandise not otherwise classified.                           |
| 25) Laundry appliances and machines.                   | 51) Cosmetics and toilet preparations.                              |
| Locks and safes.                                       | 52) Detergents and soaps.   |
12. Provide the date (month, day, and year) on which the trademark is used, e.g., a tag or label attached to the product, appears on the wrapping of the product, appears on the box in which the product is contained, or is in some manner imprinted on the product.
13. Provide the date (month, day, and year) on which the trademark was first used anywhere.
14. Provide the date (month, day, and year) on which the trademark was first used in North Dakota.
15. Attach two facsimiles of the trademark to the application. The facsimiles may be in the form of an actual label or tag, or a photograph.
16. The application must bear the original signature of the owner and date on which it was signed.
17. Provide the name and daytime telephone number of the person to contact for any issues related to this registration.

**ASSISTANCE:** If assistance is required to complete this trademark registration contact the Secretary of State's Business Division.

**EXPEDITING PROCESS:** If the trademark registration is being submitted by someone other than the owner, provide a cover letter with the name and telephone number of the responsible individual so that any deficiencies on the form can be remedied by telephone.

**AMENDMENT:** Any registrant that effects a name change must record that name change with the Secretary of State. The Secretary of State must record the name change upon the payment of \$30 and filing of the following:

1. A notarized statement reciting the name change if the registrant is an individual.
2. A certificate of fact reciting the name change duly authenticated by the proper officer of the state or country if the registrant is a corporation, limited liability company, limited partnership, limited liability partnership, or limited liability limited partnership incorporated or organized in another state or country and does not have a certificate of authority or registration to transact business in North Dakota.
3. An amendment or application for amended certificate of authority or registration for a registrant that is a corporation, limited liability

A registrant must notify the Secretary of State in writing when effecting a change of address. An annual report of a corporation, limited liability company, limited liability partnership, limited partnership, or limited liability limited partnership filed with the Secretary of State that reflects a change of address of the principal place of business of a registrant may serve as such notice.

**MAILING INSTRUCTIONS:** Send an original trademark registration and appropriate fee to:

Secretary of State  
State of North Dakota  
600 E Boulevard Ave Dept 108  
Bismarck ND 58505-0500