

United States of America

United States Patent and Trademark Office

National Society Descendants of American Farmers

Reg. No. 6,031,292

Registered Apr. 07, 2020

Int. Cl.: 35, 36

Service Mark

Supplemental Register

National Society Descendants of American Farmers (TEXAS CORPORATION)
10809 W. Timberwagon Circle
The Woodlands, TEXAS 77380

CLASS 35: Charitable services, namely, promoting public awareness of traditional American farming cultures, heritage, traditions and practices, as well as issues of interest to our Descendants of American Farmers members; Association services, namely, promoting the interests of members of an association of Descendants of American Farmers; Organizing chapters of an association of Descendants of American Farmers and promoting the interests of the members thereof; Association services, namely, organizing chapters and promoting the interests of the members thereof; Association services, namely, promoting awareness of traditional American farming cultures, heritage, traditions and practices to association members, American farming enthusiasts and everyone else; Charitable services, namely, organizing youth groups to undertake projects to benefit the needy and the community to encourage character and scholarship; Charitable services, namely, coordination of non-monetary contributions to charities and non-profits; Organizing and developing charitable projects that aim to serve the interests of members of an association and to provide support to charitable causes; Promoting awareness of the interests of an association of Descendants of American Farmers; Public advocacy to promote awareness of an association of Descendants of American Farmers, and issues of interest to an association of Descendants of American Farmers

FIRST USE 3-5-2019; IN COMMERCE 4-5-2019

CLASS 36: Charitable services, namely, coordination of monetary contributions to charities and non-profits

FIRST USE 3-5-2019; IN COMMERCE 4-5-2019

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

No claim is made to the exclusive right to use the following apart from the mark as shown: "SOCIETY"

SER. NO. 88-658,987, FILED P.R. 10-17-2019; AM. S.R. 01-28-2020



Andrei Iancu

Director of the United States
Patent and Trademark Office



REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION
WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*
What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*
What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.



Please note that U.S. Customs & Border Protection (CBP), a bureau of the Department of Homeland Security, maintains a trademark recordation system for marks registered at the United States Patent and Trademark Office. Parties who register their marks on the Principal Register may record these marks with CBP, to assist CBP in its efforts to prevent the importation of goods that infringe registered marks. The recordation database includes information regarding all recorded marks, including images of these marks. CBP officers monitor imports to prevent the importation of goods bearing infringing marks, and can access the recordation database at each of the 317 ports of entry.

In October 2005, CBP released the **Intellectual Property Rights e-Recordation (IPRR)** system. This new system allows right holders to electronically file IPR recordation applications, thus significantly reducing the amount of time normally required to process paper applications. Some additional benefits of the new system include:

- Elimination of paper applications and supporting documents.
- Copies of the certificate issued by the registering agency (U.S. Patent and Trademark Office or the Copyright Office) are retained by the right holder, not submitted to CBP.
- Payment by credit card (preferred), check or money order.
- Ability to upload images of the protected work or trademark, thus obviating the need to send samples to CBP.
- Reduced time from filing of the application to enforcement by field personnel.

Information about how to obtain a recordation, and about CBP's **Intellectual Property Rights** (<https://www.cbp.gov/trade/priority-issues/ipr/protection>) border enforcement program, is available at CBP's web site, www.cbp.gov. Or, go directly to the **CBP recordation page**.

USPTO Emails vs. Potentially Misleading Offers and Notices from Private Companies

Make sure you receive our emails about your registration

We will send you email reminders when your deadline approaches to file the necessary maintenance filings to keep your registration active. We do **not** send reminders by regular mail. We will also use an authorized owner's email address to serve notice if a petition to cancel your registration is filed with the Trademark Trial and Appeal Board.

To receive emails:

- Authorize receipt of correspondence by email by checking the designated box on the Trademark Electronic Application System (TEAS) Change of Correspondence Address and Change of Owner's Address Forms on <https://www.uspto.gov/trademarks/teas/>.
- Make sure the USPTO is on your "approved senders list" and that email from the USPTO is not treated as junk mail.
- Let us know if your email address changes.

To update your email address:

- Use the TEAS Change of Correspondence Address and Change of Owner's Address Forms on <https://www.uspto.gov/trademarks/teas/>.
- If an attorney represented you before your mark was registered but no longer represents you, use the TEAS Attorney Revocation/Appointment Form to remove your prior attorney's name and to add your email address so that the email reminders come directly to you.

Beware of potentially misleading offers and notices

All **official correspondence** about your registration will be from the "**United States Patent and Trademark Office**" in Alexandria, VA, and, if by email, from the domain "**@uspto.gov.**" Our email reminders will direct you to make the necessary filings and pay the associated fees online through TEAS, and will not request any fees by mail.

Private companies **not** associated with the USPTO often use trademark application and registration information from our databases to mail or email trademark-related offers and notices. These offers and notices may include legal services, trademark monitoring services, recording trademarks with U.S. Customs and Border Protection, and "registering" trademarks in a private registry. Most companies require "fees" to be paid.

These companies may have names similar to the USPTO. Their names may include the terms "United States," "U.S.," "Trademark," "Patent," "Registration," "Office," or "Agency." Some companies attempt to make their offers and notices look like official government documents by using official government data publicly available from USPTO records.

Where to report misleading offers and notices

If you receive a trademark-related offer or notice that you believe is misleading, please immediately file a consumer complaint with the Federal Trade Commission (FTC) at www.FTC.gov and retain the notice and the envelope it came in. We also encourage recipients of misleading trademark-related mailings to contact their state consumer protection authorities.

For more information, including examples, visit our webpage called "**Caution: misleading notices.**" If the company who contacted you is not identified on our webpage, please email TrademarkAssistanceCenter@uspto.gov and attach a copy of the notice and the envelope it came in, so that we may consider adding the example to our webpage. Unfortunately, we do not have the legal authority to pursue refunds from a private company for you if you paid money or signed up for services based on a misleading offer or notice.

600 Travis Street
Suite 5200
Houston, Texas 77002

713.650.8400 OFFICE
713.650.2400 FAX
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Robert C. Shaddox
rshaddox@winstead.com
direct dial: 713.650.2764

May 15, 2020

Via Fed Ex Delivery

Ms. Janisue Rigel
National Society Descendants of American Farmers
10809 W. Timberwagon Circle
The Woodlands, Texas 77380

Re: U.S. Service Mark Application No.: 88/658987
NATIONAL SOCIETY DESCENDANTS OF AMERICAN FARMERS
CERTIFICATE OF REGISTRATION NO.: 6,031,292
REGISTRATION DATE: April 7, 2020
Our Reference.: 63644-K001US

Dear Ms. Rigel:

I am pleased to enclose for your records the original federal Certificate of Registration issued by the Director of the United States Patent and Trademark Office, Registration No. 6,031,292, for the above-referenced mark. I recommend that you keep the original Certificate of Registration with your other valuable corporate records, as this is the only original that will be available. If additional copies of the registration are needed, copies may be ordered from the Commissioner for Trademarks. I have retained a copy of this Certificate for our files. The mark is registered for the following goods:

IC 035. US 100 101 102. G & S: Charitable services, namely, promoting public awareness of traditional American farming cultures, heritage, traditions and practices, as well as issues of interest to our Descendants of American Farmers members; Association services, namely, promoting the interests of members of an association of Descendants of American Farmers; Organizing chapters of an association of Descendants of American Farmers and promoting the interests of the members thereof; Association services, namely, organizing chapters and promoting the interests of the members thereof; Association services, namely, promoting awareness of traditional American farming cultures, heritage, traditions and practices to association members, American farming enthusiasts and everyone else; Charitable services, namely, organizing youth groups to undertake projects to benefit the needy and the community to encourage character and scholarship; Charitable services, namely, coordination of non-monetary contributions to charities and non-profits; Organizing and developing charitable projects that aim to serve the interests of members of an association and to provide support to charitable causes; Promoting awareness of the interests of an association of Descendants of American Farmers; Public advocacy to promote awareness of an association of Descendants of American

Farmers, and issues of interest to an association of Descendants of American Farmers. FIRST USE: 20190305. FIRST USE IN COMMERCE: 20190405

IC 036. US 100 101 102. G & S: Charitable services, namely, coordination of monetary contributions to charities and non-profits. FIRST USE: 20190305. FIRST USE IN COMMERCE: 20190405

This Certificate of Registration has a duration of ten years. Prior to the end of the tenth year, the registration can be renewed for an additional ten years, and it can be renewed for additional ten-year terms thereafter, provided that the mark remains in use. **Please note, however, the notice on the back of the Certificate specifying that an Affidavit or Declaration of Use (to prove that the mark is still in use) must be filed with the U.S. Patent and Trademark Office between the fifth and sixth anniversaries of the mark's registration in order to prevent the mark from being canceled as of the sixth anniversary of registration.** Please indicate those dates (i.e., affidavit due between April 7, 2025 and April 7, 2026; renewal due by April 7, 2030 and every 10 years thereafter on your corporate records), as the owner of the trademark or service mark registration is responsible for filing the affidavit and renewal documents if the owner wishes to continue its rights in the mark. I will note those dates on our firm's docket as well and we will attempt to remind your company suitably in advance of such dates. In order for us to be able to contact National Society Descendants of American Farmers regarding this renewal, please ensure that a current address is maintained with our accounting department. Because the ability to notify the owner of a registration depends on a number of factors, however, including having a current address and the reliability of databases (including data entry and software), our firm does not accept responsibility for such notification.

Official notice of the registered status, also known as "marking," is not compulsory but is advisable. Should you desire to indicate registration, the following may be used: (1) an "R" within a circle, i.e. ®; (2) the words "registered trade mark owned by National Society Descendants of American Farmers"; or (3) a small asterisk may be placed beside the mark with a footnote indicating, "* trademark of NATIONAL SOCIETY DESCENDANTS OF AMERICAN FARMERS".

Finally, it is recommended that all changes of name and/or address and any changes of ownership by assignment or merger or the like be filed in the Trademark Office as soon as they occur to ensure that all notices pertaining to the registration will be received appropriately and to accurately document the chain of title in the correct owner of record.

We would also like to advise that certain companies use the Trademark Office public records information as a basis to send trademark owners an invoice-like document which appears to offer rights in international registries, trademark monitoring services, trademark renewals before they are due, or other official sounding services, in exchange for substantial sums of money. We urge you to ignore all such solicitations. If there is ever any uncertainty about such an unsolicited communication that has been received, please do not hesitate to contact us.

Ms. Janice Rigel
May 15, 2020
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If you have any questions or comments, please contact us at your convenience. Thank you for allowing us to assist you in obtaining this registration.

Sincerely,

A handwritten signature in blue ink that reads "Robert C. Shaddox/bs". The signature is written in a cursive style.

Robert C. Shaddox

RCS:bs
Enclosures

600 Travis Street
Suite 5200
Houston, Texas 77002

713.650.8400 OFFICE
713.650.2400 FAX
winstead.com

MEMORANDUM

TO: National Society Descendants of American Farmers

DATE: May 15, 2020

RE: Mark: NATIONAL SOCIETY DESCENDANTS OF AMERICAN FARMERS
In the name of: National Society Descendants of American Farmers (Texas corporation)
International Class: 035, 036
Registration No.: 6,031,292
Registration Date: April 7, 2020
File Affidavit (As Discussed Below) Between – April 7, 2025 – April 7, 2026

IMPORTANT REGISTRATION ISSUES

AFFIDAVIT AND RENEWAL DATES

This Certificate of Registration has a duration of ten years. Prior to the end of the tenth year, the registration can be renewed for an additional ten years, and it can be renewed for additional ten-year terms thereafter, provided that the mark remains in use. **Please note, however, the notice on the back of the Certificate specifying that an Affidavit or Declaration of Use (to prove that the mark is still in use) must be filed with the U.S. Patent and Trademark Office between the fifth and sixth anniversaries of the mark's registration in order to prevent the mark from being canceled as of the sixth anniversary of registration.** Please indicate those dates (i.e., affidavit due between April 7, 2025 and April 7, 2026; renewal due by April 7, 2030) on your records, as the owner of the trademark or service mark registration is responsible for filing the affidavit and renewal documents if the owner wishes to continue its rights in the mark. We will note those dates on our firm's docket as well and we will attempt to remind you suitably in advance of such dates. In order for us to be able to contact you regarding these dates, please ensure that a current address is maintained with our accounting department. However, because the ability to notify the owner of a registration depends on a number of factors, such as having a current address and the reliability of databases (including data entry and software), our firm does not accept responsibility for such notification.

ROBERT C. SHADDOX
Attorney at Law

Telephone: (713) 650-2764
email: rshaddox@winstead.com

WINSTEAD PC | ATTORNEYS

NOTICE OF REGISTRATION / MARKING

In order to protect and enhance your rights to obtain damages and profits from infringement of the marks, ***you should immediately begin using*** the mark, NATIONAL SOCIETY DESCENDANTS OF AMERICAN FARMERS along with the symbol for registration, the letter "R" enclosed within a circle ®, or the notation "Reg. U.S. Pat. & Tm. Off.," or the words "Registered in U.S. Patent and Trademark Office" whenever the mark is used to identify the source of the services for which the mark is registered, such as in advertising. The notice should be placed in small letters immediately adjacent to or above or below the end of the mark. For example, in text or on a web page, the mark could appear as:

NATIONAL SOCIETY DESCENDANTS OF AMERICAN FARMERS ®

Failure to indicate registration can affect your ability to prove and collect money damages if another party infringes on your mark rights. We recommend that such notice begin as soon as possible.

QUALITY CONTROL / LICENSING

You should also be aware of various quality control issues in the event that you are ready to license your marks. Since a trademark or service mark functions to identify a source and provide quality assurance, a licensing arrangement must require that the licensor control the nature and quality of the goods or services sold under the mark. Provisions in licensing agreements should include, at a minimum, acknowledgment of the licensor's right to control the nature and quality of the goods or services and right to inspect the licensee's operation and goods or services. Once the agreement is executed, the licensor must assert quality control. Failure to provide for and exert proper quality control in licensing arrangements may lead to abandonment of your mark. Once you are ready to license your trademarks and service marks, we can help you develop, draft, and negotiate licensing agreements to fit your needs and address the issues important to you.

TO RETAIN RIGHTS: CONTINUOUSLY USE THE MARK AND PROTECT THE MARK FROM USE BY OTHERS

Under the Trademark Law Revision Act of 1988, there is a heightened use requirement in order to retain rights in trademarks and service marks after federal registration of such marks. The federal standard for "use" of a trademark or service mark is "bona fide use of a mark in the ordinary course of trade, and not made merely to reserve a right in a mark." Nominal or token use for limited periods of time will not be sufficient to protect one's rights even in registered marks.

Thus, we recommend that you retain a service mark “use history” folder into which you file information on first use of the mark and from time to time file currently-used information noting the dates of such use. If maintaining such information becomes standard practice, it is possible that a great deal of time and money may later be saved when renewing the registration or otherwise preserving rights in the mark.

It is important to keep in mind that despite registration of this mark, your priority rights in the mark may be lost under certain circumstances. In order to protect the mark, it is necessary that you (1) continue to actively use the mark as a service mark for the services described in the application for registration, and (2) oppose the use of the mark, or marks that are confusingly similar, by subsequent users. The strength of your mark may be weakened and the protection afforded the mark by courts may be reduced if you permit (either actively by consent or inactively by taking no action) others to use marks that are the same as or confusingly similar to your mark.

While our firm may from time to time send you information on other similar uses that come to our attention, we do not actively monitor the marketplace to note other subsequent users nor do we conduct any searches or take any other steps to uncover other users of your mark or similar marks unless you specifically direct us to do so on specific occasions. If a service that would monitor your marks is of interest to you, I can provide you with information on companies that specialize in monitoring trademarks and service marks.

In addition to infringement concerns, “dilution” of strong and/or distinctive marks is also a matter of which to remain aware. “Dilution” is a legal theory based on the premise that use of a trademark or service mark by third parties on products or services, even if such products or services are dissimilar from the mark owner’s goods or services, gradually whittles away a mark’s distinctiveness.

Finally, if there is a change in ownership of the mark following registration, please contact us so that the appropriate documentation can be recorded in the USPTO to properly reflect the record title. Such ownership changes can occur as a result of the sale or assignment of a trademark or service mark, change of name, incorporation, merger, dissolution or other occurrences.

Please call with any comments or questions that you may have concerning the registration of NATIONAL SOCIETY DESCENDANTS OF AMERICAN FARMERS[®], your rights under the current U.S. trademark law, or procedures that you may be able to establish to enhance protection of your service marks and trademarks. We appreciate the opportunity to have served you in this matter.

We would also like to advise that certain companies use the Trademark Office public records information as a basis to send trademark owners an invoice-like document which appears to offer rights in international registries, trademark monitoring services, trademark renewals before they are due, or other official sounding services, in exchange for substantial sums of money. We urge you to ignore all such solicitations. If there is ever any uncertainty about such an unsolicited communication that has been received, please do not hesitate to contact us.