

Generated on: This page was generated by TSDR on 2014-05-13 13:03:39 EDT

Mark: THE HOUSE THAT JOHNNY BUILT

THE HOUSE THAT JOHNNY BUILT

US Serial Number: 86178965

Application Filing Date: Jan. 29, 2014

Register: Principal

Mark Type: Trademark

Status: An Office action suspending further action on the application has been sent (issued) to the applicant. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Mar. 19, 2014

Mark Information

Mark Literal Elements: THE HOUSE THAT JOHNNY BUILT

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Athletic footwear; Athletic pants; Athletic shirts; Athletic shoes; Athletic shorts; Athletic skirts; Athletic tights; Athletic uniforms; Clothing for athletic use, namely, padded elbow compression sleeves being part of an athletic garment; Clothing for athletic use, namely, padded pants; Clothing for athletic use, namely, padded shirts; Clothing for athletic use, namely, padded shorts; Clothing, namely, athletic sleeves; Footwear for track and field athletics; Gloves for apparel; Short-sleeved or long-sleeved t-shirts; T-shirts; T-shirts for men, women and children; Women's athletic tops with built-in bras

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: JMAN2 Enterprises, LLC

Owner Address: 110 W. 8th Street
Tyler, TEXAS 75701
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: TEXAS

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Derek Gilliland

Attorney Primary Email Address: dgilliland@nixlawfirm.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: DEREK GILLILAND
NIX, PATTERSON & ROACH, LLP

205 LINDA DR
DAINGERFIELD, TEXAS 75638-2107
UNITED STATES

Phone: 903-645-7333

Fax: 903-645-5389

Correspondent e-mail: dgilliland@nixlawfirm.com christianhurt@nixlawfirm.com
kirkvoss@me.com debbielowe@nixlawfirm.com
moniking@nixlawfirm.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 19, 2014	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Mar. 19, 2014	LETTER OF SUSPENSION E-MAILED	6332
Mar. 19, 2014	SUSPENSION LETTER WRITTEN	76502
Mar. 19, 2014	ASSIGNED TO EXAMINER	76502
Feb. 10, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 01, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: CHISOLM, KEVON

Law Office Assigned: LAW OFFICE 103

File Location

Current Location: TMEG LAW OFFICE 103 - EXAMINING
ATTORNEY ASSIGNED

Date in Location: Mar. 19, 2014

To: JMAN2 Enterprises, LLC (dgilliland@nixlawfirm.com)
Subject: U.S. TRADEMARK APPLICATION NO. 86178965 - THE HOUSE THAT JOHNNY BUILT - N/A
Sent: 3/19/2014 11:58:24 PM
Sent As: ECOM103@USPTO.GOV
Attachments: [Attachment - 1](#)
[Attachment - 2](#)
[Attachment - 3](#)

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

U.S. APPLICATION SERIAL NO. 86178965

MARK: THE HOUSE THAT JOHNNY BUILT

86178965

CORRESPONDENT ADDRESS:

DEREK GILLILAND
NIX, PATTERSON & ROACH, LLP
205 LINDA DR
DAINGERFIELD, TX 75638-2107

GENERAL TRADEMARK IN
<http://www.uspto.gov/trademark>

APPLICANT: JMAN2 Enterprises, LLC

CORRESPONDENT'S REFERENCE/DOCKET NO :

N/A

CORRESPONDENT E-MAIL ADDRESS:

dgilliland@nixlawfirm.com

SUSPENSION NOTICE: NO RESPONSE NEEDED

ISSUE/MAILING DATE: 3/19/2014

The trademark examining attorney is suspending action on the application for the reason(s) stated below. *See 37 C.F.R. §2.67; TMEP §§716 et seq.*

The USPTO will periodically conduct a status check of the application to determine whether suspension remains appropriate, and the trademark examining attorney will issue as needed an inquiry letter to applicant regarding the status of the matter on which suspension is based. TMEP §§716.04, 716.05. Applicant will be notified when suspension is no longer appropriate. *See TMEP §716.04.*

No response to this notice is necessary; however, if applicant wants to respond, applicant should use the "Response to Suspension Inquiry or Letter of Suspension" form online at <http://teasroa.uspto.gov/rsi/rsi>.

PRIOR-FILED PENDING APPLICATION(S) FOUND: The trademark examining attorney has searched the USPTO's database of registered and pending marks and has found no similar registered marks that would bar registration under Trademark Act Section 2(d). TMEP §704.02; *see* 15 U.S.C. §1052(d). However, a mark(s) in a prior-filed pending application(s) may present a bar to registration of applicant's mark.

The effective filing date of the pending application(s) identified below precedes the filing date of applicant's application. If the mark in the referenced application(s) registers, applicant's mark may be refused registration under Section 2(d) because of a likelihood of confusion with that registered mark(s). *See* 15 U.S.C. §1052(d); 37 C.F.R. §2.83; TMEP §§1208 *et seq.* Therefore, action on this application is suspended until the earlier-filed referenced application(s) is either registered or abandoned. 37 C.F.R. §2.83(c). A copy of information relevant to this referenced application(s) is attached.

- Application Serial No(s). 86153461

If applicant has questions regarding this Office action, please telephone or e-mail the assigned trademark examining attorney. All relevant e-mail communications will be placed in the official application record; however, an e-mail communication will not be accepted as a response to this Office action and will not extend the deadline for filing a proper response. *See* 37 C.F.R. §2.191; TMEP §§304.01-.02, 709.04-.05. Further, although the trademark examining attorney may provide additional explanation pertaining to the refusal(s) and/or requirement(s) in this Office action, the trademark examining attorney may not provide legal advice or statements about applicant's rights. *See* TMEP §§705.02, 709.06.

/Kevon L. Chisolm/
Trademark Attorney
Law Office 103
571-272-9270
kevon.chisolm@uspto.gov

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at TrademarkAssistanceCenter@uspto.gov or call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the Trademark Electronic Application System (TEAS) form at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

DESIGN MARK

Serial Number

86153461

Status

NEW APPLICATION - RECORD INITIALIZED NOT ASSIGNED TO EXAMINER

Word Mark

THE HOUSE THAT JOHNNY BUILT

Standard Character Mark

Yes

Type of Mark

TRADEMARK; SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Fitch Estate Sales SOLE PROPRIETORSHIP TEXAS 838 Sidney Baker
Kerrville TEXAS 78028

Goods/Services

Class Status -- ACTIVE. IC 025. US 022 039. G & S: Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Clothing for athletic use, namely, padded elbow compression sleeves being part of an athletic garment; Clothing for athletic use, namely, padded pants; Clothing for athletic use, namely, padded shirts; Clothing for athletic use, namely, padded shorts; Clothing, namely, arm warmers; Clothing, namely, athletic sleeves; Clothing, namely, base layers; Clothing, namely, neck tubes; Gloves; Headbands; Headbands for clothing; Infant and toddler one piece clothing; Padded jackets; Sports jackets; Sports jerseys; Ties; Triathlon clothing, namely, triathlon tights, triathlon shorts, triathlon singlets, triathlon shirts, triathlon suits; Wearable garments and clothing, namely, shirts; Women's clothing, namely, shirts, dresses, skirts, blouses; Wristbands.

Goods/Services

Class Status -- ACTIVE. IC 028. US 022 023 038 050. G & S: Footballs.

Goods/Services

Class Status -- ACTIVE. IC 041. US 100 101 107. G & S: Entertainment in the nature of football games.

Print: Mar 19, 2014

86153461

Filing Date

2013/12/27

Examining Attorney

UNKNOWN

the house that johnny built

To: JMAN2 Enterprises, LLC (dgilliland@nixlawfirm.com)
Subject: U.S. TRADEMARK APPLICATION NO. 86178965 - THE HOUSE THAT JOHNNY BUILT - N/A
Sent: 3/19/2014 11:58:24 PM
Sent As: ECOM103@USPTO.GOV
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

USPTO OFFICE ACTION (OFFICIAL LETTER) HAS ISSUED
ON **3/19/2014** FOR U.S. APPLICATION SERIAL NO. 86178965

Please follow the instructions below:

(1) TO READ THE LETTER: Click on this [link](#) or go to <http://tsdr.uspto.gov/>, enter the U.S. application serial number, and click on “Documents.”

The Office action may not be immediately viewable, to allow for necessary system updates of the application, but will be available within 24 hours of this e-mail notification.

(2) QUESTIONS: For questions about the contents of the Office action itself, please contact the assigned trademark examining attorney. For *technical* assistance in accessing or viewing the Office action in the Trademark Status and Document Retrieval (TSDR) system, please e-mail TSDR@uspto.gov.

WARNING

PRIVATE COMPANY SOLICITATIONS REGARDING YOUR APPLICATION: Private companies **not** associated with the USPTO are using information provided in trademark applications to mail or e-mail trademark-related solicitations. These companies often use names that closely resemble the USPTO and their solicitations may look like an official government document. Many solicitations require that you pay “fees.”

Please carefully review all correspondence you receive regarding this application to make sure that you are responding to an official document from the USPTO rather than a private company solicitation. All official USPTO correspondence will be mailed only from the “United States Patent and Trademark Office” in Alexandria, VA; or sent by e-mail from the domain “@uspto.gov.” For more information on how to handle private company solicitations, see

http://www.uspto.gov/trademarks/solicitation_warnings.jsp.

*** User:kchisolm ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	2	0	2	2	0:03	"THE HOUSE THAT JOHNNY BUILT"[bi,ti]
02	28905	N/A	0	0	0:01	*HOUS*[bi,ti]
03	6205	N/A	0	0	0:01	*JOHN*[bi,ti]
04	2454	N/A	0	0	0:01	*BUILT*[bi,ti]
05	94	55	39	30	0:01	2 and (3 4)
06	3	0	3	3	0:01	3 AND 4

Session started 3/19/2014 11:49:17 PM

Session finished 3/19/2014 11:56:19 PM

Total search duration 0 minutes 8 seconds

Session duration 7 minutes 2 seconds

Default NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 86178965

Trademark/Service Mark Application, Principal Register

Serial Number: 86178965

Filing Date: 01/29/2014

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	86178965
MARK INFORMATION	
*MARK	THE HOUSE THAT JOHNNY BUILT
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	THE HOUSE THAT JOHNNY BUILT
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	JMAN2 Enterprises, LLC
*STREET	110 W. 8th Street
*CITY	Tyler
*STATE (Required for U.S. applicants)	Texas
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	75701
PHONE	972-831-1188
EMAIL ADDRESS	dgilliland@nixlawfirm.com
LEGAL ENTITY INFORMATION	
TYPE	limited liability company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	Texas
GOODS AND/OR SERVICES AND BASIS INFORMATION	

INTERNATIONAL CLASS	025
*IDENTIFICATION	Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Athletic footwear; Athletic pants; Athletic shirts; Athletic shoes; Athletic shorts; Athletic skirts; Athletic tights; Athletic uniforms; Clothing for athletic use, namely, padded elbow compression sleeves being part of an athletic garment; Clothing for athletic use, namely, padded pants; Clothing for athletic use, namely, padded shirts; Clothing for athletic use, namely, padded shorts; Clothing, namely, athletic sleeves; Footwear for track and field athletics; Gloves for apparel; Short-sleeved or long-sleeved t-shirts; T-shirts; T-shirts for T-Shirts namely for Men, Women and Children ; Women's athletic tops with built-in bras
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	Derek Gilliland
FIRM NAME	Nix, Patterson & Roach, LLP
STREET	205 Linda Drive
CITY	Daingerfield
STATE	Texas
COUNTRY	United States
ZIP/POSTAL CODE	75368
PHONE	903-645-7333
FAX	903-645-5389
EMAIL ADDRESS	dgilliland@nixlawfirm.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
CORRESPONDENCE INFORMATION	
NAME	Derek Gilliland
FIRM NAME	Nix, Patterson & Roach, LLP
STREET	205 Linda Drive
CITY	Daingerfield
STATE	Texas
COUNTRY	United States
ZIP/POSTAL CODE	

ZIP/POSTAL CODE	75368
PHONE	903-645-7333
FAX	903-645-5389
EMAIL ADDRESS	dgilliland@nixlawfirm.com;christianhurt@nixlawfirm.com; kirkvoss@me.com; debbielowe@nixlawfirm.com; moniking@nixlawfirm.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	325
*TOTAL FEE DUE	325
*TOTAL FEE PAID	325
SIGNATURE INFORMATION	
SIGNATURE	/Paul Manziel/
SIGNATORY'S NAME	Paul Manziel
SIGNATORY'S POSITION	Owner
DATE SIGNED	01/29/2014

Trademark/Service Mark Application, Principal Register

Serial Number: 86178965

Filing Date: 01/29/2014

To the Commissioner for Trademarks:

MARK: THE HOUSE THAT JOHNNY BUILT (Standard Characters, see [mark](#))

The literal element of the mark consists of THE HOUSE THAT JOHNNY BUILT.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, JMAN2 Enterprises, LLC, a limited liability company legally organized under the laws of Texas, having an address of

110 W. 8th Street
Tyler, Texas 75701
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 025: Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Athletic footwear; Athletic pants; Athletic shirts; Athletic shoes; Athletic shorts; Athletic skirts; Athletic tights; Athletic uniforms; Clothing for athletic use, namely, padded elbow compression sleeves being part of an athletic garment; Clothing for athletic use, namely, padded pants; Clothing for athletic use, namely, padded shirts; Clothing for athletic use, namely, padded shorts; Clothing, namely, athletic sleeves; Footwear for track and field athletics; Gloves for apparel; Short-sleeved or long-sleeved t-shirts; T-shirts; T-shirts for T-Shirts namely for Men, Women and Children; Women's athletic tops with built-in bras

Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

The applicant's current Attorney Information:

Derek Gilliland of Nix, Patterson & Roach, LLP
205 Linda Drive
Daingerfield, Texas 75368
United States

The applicant's current Correspondence Information:

Derek Gilliland
Nix, Patterson & Roach, LLP

205 Linda Drive
Daingerfield, Texas 75368
903-645-7333(phone)
903-645-5389(fax)

dgilliland@nixlawfirm.com;christianhurt@nixlawfirm.com; kirkvoss@me.com;
debbielowe@nixlawfirm.com; moniking@nixlawfirm.com (authorized)

A fee payment in the amount of \$325 has been submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Declaration Signature

Signature: /Paul Manziel/ Date: 01/29/2014
Signatory's Name: Paul Manziel
Signatory's Position: Owner
RAM Sale Number: 86178965
RAM Accounting Date: 01/30/2014

Serial Number: 86178965
Internet Transmission Date: Wed Jan 29 17:36:30 EST 2014
TEAS Stamp: USPTO/BAS-38.122.200.90-2014012917363041
4433-86178965-500704bc2b739f97f0c66cc888
148ae37ffeff5b715f8d274221e6de1f66520-CC
-4024-20140129164530416683

THE HOUSE THAT JOHNNY BUILT

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