

Trademark/Service Mark Application, Principal Register

Serial Number: 77525433

Filing Date: 07/17/2008

To the Commissioner for Trademarks:

MARK: APP STORE (Standard Characters, see mark)

The literal element of the mark consists of APP STORE.

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

The applicant, Apple Inc., a corporation of California, having an address of

1 Infinite Loop

Cupertino, California 95014

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.

International Class 035: Retail store services featuring computer software provided via the internet and other computer and electronic communication networks; Retail store services featuring computer software for use on handheld mobile digital electronic devices and other consumer electronics
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)).

Priority based on foreign filing: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services and asserts a claim of priority based on Trinidad and Tobago application number 39582, filed 03/07/2008. 15 U.S.C. Section 1126(d), as amended.

International Class 038: Telecommunication services; Electronic transmission of computer software and applications via via the internet and other computer and electronic communication networks;
Provision of connectivity services and access to electronic communications networks for transmission or reception of computer software and applications
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)).

Priority based on foreign filing: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services and asserts a claim of priority based on Trinidad and Tobago application number 39582, filed 03/07/2008. 15 U.S.C. Section 1126(d), as amended.

International Class 042: Maintenance, repair and updating of computer software and applications and of handheld mobile digital electronic devices and other consumer electronics; providing information concerning computer software and web-based applications via the internet and other computer and

electronic communication networks; Providing consulting services and technical troubleshooting support for computer software and applications and for handheld mobile digital electronic devices and other consumer electronics; Providing search engines for obtaining data via communications networks; Providing temporary use of computer software and online facilities to enable users to access and download computer software and applications; Internet services, namely, creating indexes of information, sites and other resources available on global computer networks for others; Searching, browsing and retrieving information, sites, and other resources available on global computer networks and other communication networks for others

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)).

Priority based on foreign filing: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services and asserts a claim of priority based on Trinidad and Tobago application number 39582, filed 03/07/2008. 15 U.S.C. Section 1126(d), as amended.

The applicant hereby appoints Lisa G. Widup and Thomas R. La Perle, John Donald of Apple Inc.
1 Infinite Loop, MS 3TM
Cupertino, California 95014
United States

to submit this application on behalf of the applicant.

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A fee payment in the amount of \$975 has been submitted with the application, representing payment for 3 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.

Signature: /Lisa G. Widup/ Date Signed: 07/17/2008
Signatory's Name: Lisa G. Widup
Signatory's Position: Intellectual Property Counsel

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APP STORE