

Response to Office Action for Post-Registration Matters

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	85058885
REGISTRATION NUMBER	4094327
MARK SECTION	
MARK FILE NAME	https://tmng-al.uspto.gov/resting2/api/img/85058885/large
LITERAL ELEMENT	DISNEY JUNIOR
FORM TEXT	
<p>Dear Commissioner: Registrant, DISNEY ENTERPRISES, INC. (“Registrant”) respectfully submits this response to the Office Action dated February 22, 2018 regarding U.S. Registration No. 4094327 for the mark DISNEY JUNIOR & Device (“Registrant’s Mark”).</p> <p style="text-align: center;"><u>BACKGROUND</u></p> <p>U.S. Registration No. 4094327 has been randomly selected for audit to determine whether the mark is in use with all of the goods identified in the registration.</p> <p style="text-align: center;"><u>ARGUMENT</u></p> <p>The owner herewith submits proof of use of the registered mark in commerce for two additional goods per class. The owner or holder was using the mark in commerce on or in connection with the goods and/or services identified in the registration for which use of the mark in commerce is claimed, as evidenced by the submitted proof of use, during the relevant period for filing the affidavit of use.</p> <p>The submitted proof of use is consisting of screen captures from the website DisneyJunior.Disney.com showing proof of use of the mark in commerce for “production, presentation, distribution of television programs” and “on-line entertainment services, namely, providing on-line computer games” in International Class 41.</p> <p>The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements and the like may jeopardize the validity of this submission, declares that the facts set forth above are true; all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.</p> <p style="text-align: center;"><u>CONCLUSION</u></p> <p>Based on the foregoing, Registrant respectfully requests that Examiner accept the proof of use. If Examiner has any questions or wishes to discuss any of the information contained herein, so as to expedite matters, Examiner is requested to telephone the undersigned at 818-560-1000.</p>	
SPECIMEN DESCRIPTION	
Screen captures from the website DisneyJunior.Disney.com showing proof of use of the mark in commerce for the registered services.	
FORM FILE NAME(S)	\\TICRS\EXPORT17\IMAGEOUT 17\850\588\85058885\xml4\ TRS0002.jpg
	\\TICRS\EXPORT17\IMAGEOUT 17\850\588\85058885\xml4\ TRS0003.jpg
Substitute specimen bypass warning provided	The filer has elected to bypass the checkbox indicating that a substitute specimen was in use in commerce during the relevant period for filing the 6-year or 10-year Section 8/71.
SIGNATURE SECTION	
DECLARATION SIGNATURE	/Kevin Daley/
SIGNATORY'S NAME	Kevin Daley
SIGNATORY'S POSITION	Attorney of record, California bar member

SIGNATORY'S PHONE NUMBER	818-560-1000
DATE SIGNED	07/26/2018
SUBMISSION SIGNATURE	/Kevin Daley/
SIGNATORY'S NAME	Kevin Daley
SIGNATORY'S POSITION	Attorney of Record, California state bar member
SIGNATORY'S PHONE NUMBER	818-560-1000
DATE SIGNED	07/26/2018
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Thu Jul 26 19:54:41 EDT 2018
TEAS STAMP	USPTO/TRS-XXX.XXX.XXX.XX- 20180726195441346565-4094 327-20180726191735536391- N/A-N/A-20180726191735536 391

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PTO Form No Form Number (Rev 01/2012)
OMB No. 0651-0055 (Exp 07/31/2018)

Response to Office Action for Post-Registration Matters To the Commissioner for Trademarks:

The following is submitted for registration number. **4094327**

FORM INFORMATION

Dear Commissioner:

Registrant, DISNEY ENTERPRISES, INC. ("Registrant") respectfully submits this response to the Office Action dated February 22, 2018 regarding U.S. Registration No. 4094327 for the mark DISNEY JUNIOR & Device ("Registrant's Mark").

BACKGROUND

U.S. Registration No. 4094327 has been randomly selected for audit to determine whether the mark is in use with all of the goods identified in the registration.

ARGUMENT

The owner herewith submits proof of use of the registered mark in commerce for two additional goods per class. The owner or holder was using the mark in commerce on or in connection with the goods and/or services identified in the registration for which use of the mark in commerce is claimed, as evidenced by the submitted proof of use, during the relevant period for filing the affidavit of use.

The submitted proof of use is consisting of screen captures from the website DisneyJunior.Disney.com showing proof of use of the mark in commerce for "production, presentation, distribution of television programs" and "on-line entertainment services, namely, providing on-line computer games" in International Class 41.

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements and the like may jeopardize the validity of this submission, declares that the facts set forth above are true; all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

CONCLUSION

Based on the foregoing, Registrant respectfully requests that Examiner accept the proof of use.

If Examiner has any questions or wishes to discuss any of the information contained herein, so as to expedite matters, Examiner is requested to telephone the undersigned at 818-560-1000.

SPECIMEN DESCRIPTION

Screen captures from the website DisneyJunior.Disney.com showing proof of use of the mark in commerce for the registered services.

FORM FILE NAME(S)

[Form File1](#)

[Form File2](#)

The filer has elected to bypass the checkbox indicating that a substitute specimen was in use in commerce during the relevant period for filing the 6-year or 10-year Section 8/71.

Warning: If you are providing a substitute specimen and do not provide the required statement verifying use, upon review of your response, if it is determined that verification is required, another Office action will issue requiring this statement to complete your response.

SIGNATURE(S)

Declaration Signature

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application, submission, or any registration resulting therefrom, declares that the facts set forth above are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

Signature: /Kevin Daley/ Date: 07/26/2018
Signatory's Name: Kevin Daley
Signatory's Position: Attorney of record, California bar member
Signatory's Phone Number: 818-560-1000

Submission Signature

Signature: /Kevin Daley/ Date: 07/26/2018
Signatory's Name: Kevin Daley
Signatory's Position: Attorney of Record, California state bar member
Signatory's Phone Number: 818-560-1000

Serial Number: 85058885
Internet Transmission Date: Thu Jul 26 19:54:41 EDT 2018
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46565-4094327-20180726191735536391-N/A-N
/A-20180726191735536391

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Puttin' Pirates



Doc's Summertime Clinic



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Curse of Princess Ivy



Super Pirate Powers



Disney Junior Happy Birthday

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EPISODES

 22:31
IT'S WIKI WIKI TIME /
HAPPY HULA HELPERS!

 22:31
HAPPY HOT DIGGITY DOG
HOLIDAY! / HAPPY

 22:31
PIT STOP AND GO! /
ALARM ON THE FARM

 22:31
BILLY BEAGLE'S TIP-TOP
GARAGE / DINER DOG

 22:31
THE HAUNTED HOT ROD /
PETE'S GHOSTLY GALA


MORE EPISODES

SHORTS

 01:00
MUSIC VIDEO: THE BEST
CHRISTMAS EVER

 01:00
MUSIC VIDEO: CREEPY
CREEPS

 01:00
FUN IN LONDON TOWN

 01:00
MUSIC VIDEO: BUILDING
A DREAM

 01:00
MUSIC VIDEO: AMIGOS
FOREVER


MORE SHORTS