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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Ex parte appeal no.	87981611
Appellant	Thomas D. Foster, APC
Applied for mark	US SPACE FORCE
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Submission	Appeal brief
Attachments	6000.019-11 20220321 APPEAL BRIEF.pdf(181359 bytes)
Appealed classes	<p>Class 006. First Use: None First Use In Commerce: None All goods and services in the class are appealed, namely: Metal license plates; Metal novelty license plates; Souvenir license plates of metal</p> <p>Class 012. First Use: None First Use In Commerce: None All goods and services in the class are appealed, namely: License plate frames; License plate holders</p> <p>Class 014. First Use: None First Use In Commerce: None All goods and services in the class are appealed, namely: Collectible coins; Commemorative coins;Lapel pins; Ornamental lapel pins; Jewelry pins for use on hats; Jewelry; Watches; Clocks; Decorative key fobs of common metal; leather key chains</p> <p>Class 016. First Use: None First Use In Commerce: None All goods and services in the class are appealed, namely: Coloring Books; Posters; Greeting cards; Note cards; Postcards and greeting cards; Spiral-bound notebooks; Decals; Bumper stickers; Decorative stickers for helmets; Decals and stickers for use as home decor; Decorative decals for vehicle windows; Printed publications, namely, brochures, booklets, and teaching materials in the field of military history, tactics and doctrine; newsletters on the topic of military training, deployment, andlifestyle for active and inactive military personnel, military families, and friends; Address books; almanacs; appointment books; art prints; arts and craft paint kits; autograph books; baby books; baseball cards; binders; bookends; bookmarks; a series of fiction books; books, magazines, newsletters and periodicals, featuring stories, games and activities for children; calendars; cartoon strips; Christmas cards; chalk; children's activity books; coasters made of paper; coin albums; printed children's coloring pages; comic books; comic strips; coupon books; decorative paper centerpieces; diaries; drawing rulers; dry erase writing boards and writing surfaces; envelopes; erasers; flash cards; gift cards; gift wrapping paper; globes; guest books; general feature magazines; maps; memo pads; modeling clay; newsletters and printed periodicals, featuring stories, games and activities for children; newspapers; notepaper; notebooks; notebook paper; paintings; paper flags; paper cake decorations; paper party decorations; paper napkins; paper party bags; paper-weights; papergift wrap bows; paper pennants; paper place mats; pen or pencil holders; pencilsharpeners; pen and pencil cases and boxes; photograph albums; photographs; photo-engravings; pictorial prints; picturebooks; plastic</p>

party goodie bags; plastic shopping bags; portraits; postcards; printed awards; printed certificates; printed invitations; printed menus; recipebooks; rubber stamps; score cards; stamp albums; stationery; staplers; stickers; sports trading cards; collectible trading cards; trading cards, other than forgames; ungraduated rulers; writing paper; writing implements; paper handkerchiefs

Class 018. First Use: None First Use In Commerce: None

All goods and services in the class are appealed, namely: Umbrellas; Beach bags; Book bags; Canvas shopping bags; Drawstring bags; Duffelbags; Gym bags; Reusable shopping bags; School bags; Sport bags; Tote bags; Wash bags sold empty for carrying toiletries; All-purpose carrying bags; all-purpose sports bags; baby backpacks; backpacks; calling card cases; coin purses; diaper bags; fanny packs; handbags; knapsacks; key cases; leather key chains; luggage; luggage tags; overnight bags; purses; satchels; shopping bags made of leather, mesh and textile; waist packs; wallets

Class 020. First Use: None First Use In Commerce: None

All goods and services in the class are appealed, namely: Accent pillows; Bed pillows; Floor pillows; Novelty pillows; Pillows; Picture and photograph frames; Picture frames; Wind chimes

Class 021. First Use: None First Use In Commerce: None

All goods and services in the class are appealed, namely: Mugs; Coffee mugs; Bottle openers; Buckets; Plastic cups; Shot glasses; Water bottles sold empty; Heat-insulated containers for household use; Non-electric portable beverage coolers; Thermal insulated containers for food or beverages; Utensils for barbecues, namely, forks, tongs, turners; Beer glasses; Beverage glassware; Bottle stoppers specially adapted for use with wine bottles; Coolers for wine; Cooling buckets for wine; Cups and mugs; Drinking flasks; Drinking glasses; Flasks; Glass beverage ware; Glass mugs; Heat-insulated vessels; Hip flasks; Insulated flasks; Pilsner drinking glasses; Wine cooling pails; Wine glasses' Bakeware; beverage ware; bowls; brooms; busts of ceramic, crystal, china, terra cotta, earthenware, porcelain and glass; cake pans; cake molds; candle holders not of precious metal; candle snuffers; candlesticks; canteens; coasters not of paper or textile; cookie jars; cookie cutters; cork screws; cups; decorating bags for confectioners; decorative crystal prisms; decorative glass not for building; decorative plates; dinnerware; dishware; dishes; figurines made of ceramic, china, crystal, earthenware, glass, and porcelain; Hair brushes; combs; household containers for food and beverages; insulating sleeve holders for beverage containers; Non-electric tea kettles; lunch boxes; lunch kits comprising of lunch boxes and beverage containers; napkin holders; napkin rings not of precious metals; non-metallic trays for domestic purposes, namely, valet trays; serving trays; pie pans; pie servers; plates; non-electric portable coolers; removable insulated sleeve holders for drink cans and bottles; servingware for serving food; sports bottles sold empty; soap dishes; tea pots; tea sets; toothbrushes; trivets; vacuum bottles; waste baskets; drinking straws; barbecue mitts; oven mitts; pot holders; thermal insulated containers and bags for food or beverages

Class 024. First Use: None First Use In Commerce: None

All goods and services in the class are appealed, namely: Cloth flags; Fabric flags; Afghans; bath linen; bath towels; bed blankets; bed canopies; bed linen; bed sheets; bed skirts; bed spreads; blanket throws; calico; children's blankets; cloth coasters; cloth doilies; cloth pennants; comforters; crib bumpers; curtains; felt pennants; golf towels; hand towels; textile handkerchiefs; hooded towels; household linens; kitchen towels; pillow cases; pillow covers; plastic table covers; quilts; receiving blankets; silk blankets; table linen; table napkins of textile; textile place mats; textile tablecloths; throws; towels; washcloths; woolen blankets

Class 028. First Use: None First Use In Commerce: None

All goods and services in the class are appealed, namely: Action figure toys;

	<p>Collectable toy figures; Model toy vehicles; Modeled plastic toy figurines; Molded toy figures; Playing pieces in the nature of miniature action figures and toy model vehicles for use with table top hobby battle games in the nature of battle, war and skirmish games, and fantasy games; Positionable toy figures; Toy action figures and accessories therefor; Action target games; ;Toy spacecraft; Toy rockets; Toy space vehicles; Toy figures; Toy vehicles; Toy weapons; Scale model spacecraft; Scale model rockets; Scale model space vehicles; Christmas tree decorations; Christmas tree ornaments; Action skill games; board games; children's multiple activity toys; badminton sets; balloons; basketballs; bath toys; baseball bats; baseballs; beach balls; bean bags; bean bag dolls; toy building blocks; bobblehead dolls; bowling balls; bubble making wand and solution sets; chess sets; toy imitation cosmetics; Christmas stockings; Christmas tree ornaments and decorations; crib mobiles; crib toys; disc toss toys; doll clothing; equipment sold as a unit for playing card games; fishing tackle; footballs; golf balls; golf gloves; golf ball markers; hand-held units for playing electronic games for use with or without an external display screen or monitor; hockey pucks; hockey sticks; infant toys; inflatable toys; jump ropes; kites; magic tricks; marbles; manipulative games; music box toys; party favors in the nature of small toys; paper party hats; puppets; roller skates; role playing toys in the nature of play sets for children to imitate real life occupations; rubber balls; skateboards; snow boards; snow globes; soccer balls; spinning tops; table tennis balls; table tennis paddles and rackets; table tennis tables; target games; tennis balls; tennis rackets; toy bucket and shovel sets; toy mobiles; toy scooters; toy cars; toy banks; toy trucks; toy watches; toy building structures and toy vehicle tracks; video game machines for use with televisions; volley balls; wind-up toys; yo-yos; toy trains and parts and accessories therefor; toy aircraft; fitted plastic films known as skins for covering and protecting electronic game playing apparatus, namely, video game consoles, and hand-held video game units; Action figures and accessories therefor; card games; dolls; doll accessories; doll playsets; electric action toys; jigsaw puzzles; mechanical toys; musical toys; parlor games; paper party favors; party games; playing cards; squeeze toys; talking toys; toy sabres; trading card games</p> <p>Class 034. First Use: None First Use In Commerce: None All goods and services in the class are appealed, namely: Lighters for smokers; Cigar lighters</p>
Filer's name	Thomas D. Foster
Filer's email	foster@tdfoster.com
Signature	/Thomas D. Foster/
Date	03/21/2022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application of : Thomas D. Foster, APC
Serial No. : 87981611
Filed : March 19, 2018
Trademark : US SPACE FORCE
Classes : 006, 012, 014, 016, 018, 020, 021, 024, 028, 034
Trademark Attorney : Tracy Cross
Law Office : 109

APPELLANT'S APPEAL BRIEF

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