

As. 159953

Señora Coordinadora

Grupo de Trabajo de Registro

Dirección de Signos Distintivos

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

E. S. D.

REF: Respuesta a oficio No. **5893** - Expediente No. SD2025/0036530

Solicitud de la marca: **GOOD LITTLE GARDEN** (mixta) en clases 1, 6, 8, 19, 20, 21, 28, 31 y 35 a nombre de **TARGET BRANDS, INC.**

JUAN PABLO CADENA SARMIENTO, identificado como aparece al pie de mi firma, obrando como apoderado en este asunto, dentro de la oportunidad legal, doy respuesta al oficio No. **5893** notificado por correo electrónico, en los siguientes términos:

De conformidad con lo ordenado por el despacho, respecto de las expresiones “Rodilleras para uso en jardín” se **ACLARA** que los productos de la clase 20 que se pretende identificar son los que se relacionan a continuación, de acuerdo con el listado alfabético de la página web <http://www.wipo.int/mgs/>

≡ OMPI

Inicio > Sistema de Madrid > eMadrid > MGS

Consultar Buscar

cojines AND para AND arrodillarse

☐ Sólo NIZA

1 resultados en la(s) clase(s)

20 cojines para arrodillarse

20 Editar clase Borrar clase Verificar aceptación

20 Muebles, espejos, marcos; contenedores no metálicos

cojines para arrodillarse

Adicionalmente, respecto de las expresiones “colgantes para plantas” se **ACLARA** que los productos de la clase 20 que se pretende identificar son los que se relacionan a continuación, de acuerdo con el listado alfabético de la página web <http://www.wipo.int/mgs/>

≡ OMPI

Inicio > Sistema de Madrid > eMadrid > MGS

Consultar Buscar

ornamentos

☐ Sólo NIZA

58 / 163 resultados en la(s) clase(s)

6 9 14 16 18 19 20 21 26 28

20 figuritas modelos [ornamentos] de cera

20 figuritas modelos [ornamentos] de madera

20 Editar clase Borrar clase Verificar aceptación de la Parte Contratante

20 Muebles, espejos, marcos; contenedores no metálicos de almacenamiento o transp

ornamentos de jardín [estatuas] de plástico

ornamentos de jardín [estatuas] de madera

Al respecto, se informa que hubo un **error humano en la traducción** de los productos a

protegerse en la Clase 20 de la solicitud, con lo cual se solicita amablemente a este Despacho tener en cuenta que las correctas traducciones de los productos sí hacen parte de la Clase 20, tal fue demostrado anteriormente.

Sobre lo anterior, se trae a colación que la marca solicitada se encuentra del mismo modo en trámite en Estados Unidos, en virtud de lo cual se realizó reivindicación de prioridad basada en dicha solicitud, de No. 98817728. Los productos de la Clase 20 en esta solicitud son por lo mismo "*Kneeling pads for garden use; charms for plants*" los cuales son la correcta traducción para "cojines para arrodillarse; ornamentos de jardín de madera y de plástico".

FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	020
*IDENTIFICATION	Kneeling pads for garden use; charms for plants

En anexo al presente documento nos servimos de adjuntar del mismo modo la confirmación de presentación de la solicitud en Estados Unidos sobre la cual se reivindica prioridad.

En este sentido los productos a identificar en la clase 20 son los que se señalan a continuación:

Clase 20: cojines para arrodillarse, ornamentos de jardín de madera y de plástico.

Por último, solicitamos respetuosamente su amable colaboración, ya que en caso de que la especificación de descripción de productos y servicios no se encuentre dentro de los parámetros establecidos por su Despacho, les solicitamos requerirnos dentro del término pertinente para una aclaración adicional o realizarla de oficio, con el fin de evitar decisiones que vayan en contra de los intereses de mi cliente, es decir, declarar el abandono de la solicitud del registro de la referencia.

De conformidad con lo anterior y en consecuencia solicito tener en cuenta la aclaración

señalada en este memorial y, por tanto, se continúe con el trámite de rigor ordenando la publicación de la marca en la próxima Gaceta de la Propiedad Industrial.

Por favor tomar en cuenta que el resto de las clases de esta solicitud permanecen inalterables.

En consecuencia, de lo anterior solicito se proceda de conformidad.



Señora Coordinadora,

JUAN PABLO CADENA SARMIENTO
C. C. 80.410.337 de Usaquén 137144
T. P. 57.492 del Consejo Superior de la Judicatura
VVM

From: TEAS@uspto.gov
To: [us.trademarks](#); [us.trademarks](#); [Renee.Kraft](#); [Nancy.Schalo](#)
Subject: [EXTERNAL] 202405575 Serial Number 98817728: Received Your Trademark/Service Mark Application, Principal Register
Date: Thursday, October 24, 2024 6:22:52 AM

This message is from outside Target

Verify the sender and intent before clicking links, downloading attachments or responding.

[Report Suspicious](#)

Filing Receipt for Trademark/Service Mark Application for Registration on the Principal Register and Next Steps in the Application Process

Thank you for submitting your trademark application to the U.S. Patent and Trademark Office (USPTO)! You have started the legal process to federally register your mark.

This filing receipt confirms that you successfully submitted your application, which now must be reviewed to see if it qualifies for registration. Registration is not *automatic or guaranteed*. Below you will see your mark, the serial number assigned to your application, and a description of what happens next in the application process. Carefully review this information to make sure it is correct and so you know what to expect. We also highly recommend keeping a copy for your records.

Please pay attention to the section below regarding scams and read the [Protect against scams section on our website](#). Also, we encourage you to take advantage of the resources we have linked at the end for first-time applicants, startups, and women entrepreneurs.

Your mark

GOOD LITTLE GARDEN (stylized and/or with design, MRK1708510119-141221268_ _GOOD_LITTLE_GARDEN__Flower_Design.jpeg)

The literal element of the mark consists of GOOD LITTLE GARDEN. The applicant is not claiming color as a feature of the mark. The mark consists of the words "GOOD LITTLE GARDEN" stacked on each other with a flower to the right of "GOOD" and "LITTLE" and above "GARDEN".

Your serial number

Your application was assigned serial number '98817728'. You must refer to your serial number in all communications about your application.

What you should do right now

Review your application data below for any errors. If you find an error, visit the [After You File webpage](#) for information on correcting errors. You can also watch the [After you file video](#) for an overview of the most important issues to be aware of after filing.

What we do next

Now that your application has been submitted, it will eventually be assigned to an examining attorney. The examining attorney reviews your application to make sure it meets all of the legal requirements and that your mark is registrable. To learn more, please visit the [Examination of your application webpage](#) and the [Trademark basics webpage](#).

Marks with a design element

If your mark includes a design element, we'll assign it one or more [design search codes](#). We'll notify you of these codes within the next several weeks and you can suggest that we add or delete a design search code from your file.

Timing

It will take some time before you hear from the examining attorney. Check out [what impacts how long it takes to register](#) your mark and the [current average processing times](#).

Office actions

If your application does not meet all of the requirements, you'll receive a communication from your examining attorney called an "office action." This doesn't automatically mean your mark

isn't registrable. It describes any issues the examining attorney found in your application. Your reply to an office action is an opportunity to resolve the issues. You must reply by the deadline to continue the application process and avoid abandonment of your application.

If you have questions, see [how to respond to office actions](#) or call the assigned examining attorney. The attorney's contact information is included in the office action. They can help clarify the issues raised in the office action at no cost to you. Please keep in mind that they cannot provide you with legal advice.

What else you should do

These are things to monitor while your application moves through the examination process.

Keep your addresses current in USPTO records

If your postal or email address changes, you must update the owner's address using the [electronic filing forms](#) on our website. We don't extend filing deadlines if you don't receive USPTO mail or email.

Check your application status in our database every three to four months

To be sure that you don't miss an important email from us, and to avoid the possible [abandonment](#) of your application, check your application status and review your documents in our database, [Trademark Status and Document Retrieval \(TSDR\)](#), every three to four months. TSDR contains your complete application record. It includes every communication we send you and every action related to your application.

Watch out for scams

Recognizing common signs of a scam can help you avoid costly mistakes. Scammers pretend to be from the USPTO, often state there's some sort of problem with your application, pressure you to act immediately, and tell you to pay some sort of fee or provide personal information. Some will even call you and use names, numbers, and locations of real USPTO employees to try to steal your money or personal information. USPTO employees will never ask you for your personal or payment information over the phone.

If you receive a notification about paying to publish your trademark in a directory, avoid doing so. Trademark directory listings aren't necessary. They're unofficial and not associated with the USPTO.

All official communications will be from the "United States Patent and Trademark Office" in Alexandria, Virginia, and from emails with the domain "uspto.gov." If you're unsure about whether a communication is from us, call or email the [Trademark Assistance Center](#) or check your records in our database, [TSDR](#). Any official communications we send you will be uploaded to your records in TSDR. Visit [protect against scams](#) on our website.

Stay current with USPTO

Sign up to get Trademark Alert emails to stay up to date with changes in the USPTO that may impact your application or registration. This may include upcoming system changes, events and roundtables, rules changes, and other operational matters.

How to sign up

On our [subscription center](#) webpage, select the Subscribe button, enter your email address, and select the Submit button. Consent to the privacy policy and select the Submit button. You can choose to receive emails about all United States Patent and Trademark (USPTO) topics or specific topics (e.g., Trademark Alerts). Pick your areas of interest, then select the Submit button.

Provide feedback

You may receive a survey invitation in a separate email. Let us know how we can improve your experience.

Resources for new applicants

We have many resources available for small business owners, first-time applicants, and entrepreneurs taking the first step to protect their trademark. Read the [welcome letter](#) from our leaders for details.



The information submitted in the application appears below:

PTO- 1478

Approved for use through 10/31/2024. OMB 0651-0009

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Trademark/Service Mark Application, Principal Register
The table below presents the data as entered.

Input Field		Entered
SERIAL NUMBER		98817728
MARK INFORMATION		
*MARK		MRK1708510119-141221268_. _GOOD_LITTLE_GARDEN__Flo wer_Design.jpeg
SPECIAL FORM		YES
USPTO-GENERATED IMAGE		NO
LITERAL ELEMENT		GOOD LITTLE GARDEN
COLOR MARK		NO
*DESCRIPTION OF THE MARK (and Color Location, if applicable)		The mark consists of the words "GOOD LITTLE GARDEN" stacked on each other with a flower to the right of "GOOD" and "LITTLE" and above "GARDEN".
PIXEL COUNT ACCEPTABLE		YES
PIXEL COUNT		824 x 826
APPLICANT INFORMATION		
*OWNER OF MARK		Target Brands, Inc.
*MAILING ADDRESS		1000 Nicollet Mall
*CITY		Minneapolis
*STATE (Required for U.S. applicants)		Minnesota
*COUNTRY/REGION/JURISDICTION/U.S. TERRITORY		United States
*ZIP/POSTAL CODE (Required for U.S. and certain international addresses)		55403
*EMAIL ADDRESS		renee.kraft@target.com
LEGAL ENTITY INFORMATION		
TYPE		corporation
STATE/COUNTRY/REGION/JURISDICTION/U.S. TERRITORY OF INCORPORATION		Minnesota
GOODS AND/OR SERVICES AND BASIS INFORMATION		

INTERNATIONAL CLASS	001
*IDENTIFICATION	Plant food; flower food; fertilizers
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	006
*IDENTIFICATION	Metal trellises; metal garden stakes
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	008
*IDENTIFICATION	Gardening shears; gardening tools, namely, cultivators, pruners, manual clippers, weeding and digging forks, trowels, and spades; garden hand tools, namely, shovels, cultivators, weeding and digging forks, spades, trowels, and pruners
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	019
*IDENTIFICATION	Non-metal trellises
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	020
*IDENTIFICATION	Kneeling pads for garden use; charms for plants
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	021
*IDENTIFICATION	Gardening gloves; planters for flowers and plants; planter boxes for domestic gardening; watering cans; watering orbs; plant misters; hanging plant baskets; vases and flower pots all being of glass, ceramic, earthenware, or terra-cotta; lawn and garden ornaments of glass; terrariums for plants
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	028
*IDENTIFICATION	Helium balloons
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	031
*IDENTIFICATION	Live flowers; live flower arrangements; fresh flowers; fresh flower garlands; cut flowers; live plants; vases and planters sold containing live plants; live decorative cut greenery; live succulent plants
FILING BASIS	SECTION 1(b)
INTERNATIONAL CLASS	035
*IDENTIFICATION	Retail store and online retail store services featuring a wide variety of consumer

	goods
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	Renee S. Kraft
ATTORNEY DOCKET NUMBER	202405575
ATTORNEY BAR MEMBERSHIP NUMBER	0346548
YEAR OF ADMISSION	2005
U.S. STATE/ COMMONWEALTH/ TERRITORY	Minnesota
FIRM NAME	Target Brands, Inc.
STREET	1000 Nicollet Mall
CITY	Minneapolis
STATE	Minnesota
COUNTRY/REGION/JURISDICTION/U.S. TERRITORY	United States
ZIP/ POSTAL CODE	55403
EMAIL ADDRESS	us.trademarks@target.com
CORRESPONDENCE INFORMATION	
NAME	Renee S. Kraft
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	us.trademarks@target.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	us.trademarks@target.com; Renee.Kraft@target.com; Nancy.Schalo@target.com
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS Standard
NUMBER OF CLASSES	9
APPLICATION FOR REGISTRATION PER CLASS	350
*TOTAL FEES DUE	3150
*TOTAL FEES PAID	3150
SIGNATURE INFORMATION	
SIGNATURE	/Renee S. Kraft/
SIGNATORY'S NAME	Renee S. Kraft
SIGNATORY'S POSITION	Director Counsel, Intellectual Property (In-House Counsel)
SIGNATORY'S PHONE NUMBER	612-696-7804
DATE SIGNED	10/23/2024
SIGNATURE METHOD	Sent to third party for signature

Trademark/Service Mark Application, Principal Register

Serial Number: 98817728

Filing Date: 10/24/2024

To the Commissioner for Trademarks:

The applicant, Target Brands, Inc., a corporation of Minnesota, having an address of
1000 Nicollet Mall
Minneapolis, Minnesota 55403
United States
renee.kraft@target.com

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:

International Class 001: Plant food; flower food; fertilizers

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 006: Metal trellises; metal garden stakes

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 008: Gardening shears; gardening tools, namely, cultivators, pruners, manual clippers, weeding and digging forks, trowels, and spades; garden hand tools, namely, shovels, cultivators, weeding and digging forks, spades, trowels, and pruners

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 019: Non-metal trellises

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 020: Kneeling pads for garden use; charms for plants

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 021: Gardening gloves; planters for flowers and plants; planter boxes for domestic gardening; watering cans; watering orbs; plant misters; hanging plant baskets; vases and flower pots all being of glass, ceramic, earthenware, or terra-cotta; lawn and garden ornaments of glass; terrariums for plants

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 028: Helium balloons

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 031: Live flowers; live flower arrangements; fresh flowers; fresh flower garlands; cut flowers; live plants; vases and planters sold containing live plants; live decorative cut greenery; live succulent plants

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

International Class 035: Retail store and online retail store services featuring a wide variety of consumer goods

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

The owner's/holder's proposed attorney information: Renee S. Kraft. Renee S. Kraft of Target Brands, Inc., is a member of the Minnesota bar, admitted to the bar in 2005, bar membership no. 0346548, is located at
1000 Nicollet Mall
Minneapolis, Minnesota 55403
United States
us.trademarks@target.com

The docket/reference number is 202405575.

Renee S. Kraft submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Renee S. Kraft

PRIMARY EMAIL FOR CORRESPONDENCE: us.trademarks@target.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): us.trademarks@target.com;

Renee.Kraft@target.com; Nancy.Schalo@target.com

Requirement for Email and Electronic Filing: I understand that a valid email address must be maintained by the applicant owner/holder and the applicant owner's/holder's attorney, if appointed, and that all official trademark correspondence must be submitted via the Trademark Electronic Application System (TEAS).

A fee payment in the amount of \$3150 has been submitted with the application, representing payment for 9 class(es).

Declaration

Basis:

If the applicant is filing the application based on use in commerce under 15 U.S.C. § 1051(a):

- The signatory believes that the applicant is the owner of the trademark/service mark sought to be registered;
- The mark is in use in commerce and was in use in commerce as of the filing date of the application on or in connection with the goods/services in the application;
- The specimen(s) shows the mark as used on or in connection with the goods/services in the application and was used on or in connection with the goods/services in the application as of the application filing date; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

And/Or

If the applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):

- The signatory believes that the applicant is entitled to use the mark in commerce;
- The applicant has a bona fide intention to use the mark in commerce and had a bona fide intention to use the mark in commerce as of the application filing date on or in connection with the goods/services in the application; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

To the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive.

To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.

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 or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: /Renee S. Kraft/ Date: 10/23/2024

Signatory's Name: Renee S. Kraft

Signatory's Position: Director Counsel, Intellectual Property (In-House Counsel)

Signatory's Phone Number: 612-696-7804

Signature method: Sent to third party for signature

Thank you,

The TEAS support team

Thu Oct 24 07:22:37 ET 2024

STAMP: USPTO/BAS-170.85.10.119-20241024072237699805-98817728-

870ace82e6ebdd91938ac5a532c1f9e6d06a6c3d1ac3f252e2549aae3e5d7eb9fb-DA-22379228-
20241023141221268250