

December 23, 2014

Martin Hannigan
Co-Founder, Treasurer
Open-IX Association
P.O. Box 425751
Cambridge, Massachusetts 02142

Re: U.S. Service Mark Registration No. 4646876
For: OPEN-IX, in International Class: 42
Registrant: Open-IX Association
Declaration of Use Due: November 25, 2020
Our Ref.: O0356.20000US00

Dear Martin:

We are pleased to enclose the original United States Certificate of Registration for the above-identified trademark for use with *development of voluntary standards relating to internet exchange points and data centers; testing, analysis and evaluation of the services of others for the purpose of certification* in Class 42.

The mark issued on the Supplemental Register on November 25, 2014, under Registration No. 4646876. It is granted for an initial term of ten years and is renewable. Between the fifth and sixth year anniversaries of the life of this registration, it will be necessary to file a declaration of use with the U.S. Patent and Trademark Office to continue the registration in effect for its full ten-year term. At that time, we may also want to attempt to register the mark on the Principal Register by filing a new application on the basis of substantial and exclusive use. We have entered this information on our docket and will notify you at the proper time. If you do not want us to maintain the trademark on our docket, please let us know.

In the interim, it is important that we are informed of any changes to the information currently of record in the registration. For example, please contact us if there is a change in: (i) the owner of the mark; (ii) the goods or services on which the mark is used; or (iii) some aspect of the appearance of the mark. Changes of this kind may require amendments to the registration, or the filing of a new application. In addition, please contact us as soon as possible if there is a change in your address. If we are not notified of your current address, we may not be able to contact you in time to file the necessary declaration of use.

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We recommend that the ® symbol be appended to the mark whenever it is used. Please keep this Certificate in a safe place should it become necessary to enforce rights.

If you have any questions regarding this registration, please feel free to contact us.

Very truly yours,

WOLF, GREENFIELD & SACKS, P.C.


Douglas R. Wolf

DRW/tc
Enclosure

United States of America
United States Patent and Trademark Office

OPEN-IX

Reg. No. 4,646,876

OPEN-IX ASSOCIATION (DELAWARE CORPORATION)

Registered Nov. 25, 2014

P.O. BOX 425751
CAMBRIDGE, MA 02142

Int. Cl.: 42

FOR: DEVELOPMENT OF VOLUNTARY STANDARDS RELATING TO INTERNET EXCHANGE POINTS AND DATA CENTERS; TESTING, ANALYSIS AND EVALUATION OF THE SERVICES OF OTHERS FOR THE PURPOSE OF CERTIFICATION, IN CLASS 42 (U.S. CLS. 100 AND 101).

SERVICE MARK

SUPPLEMENTAL REGISTER FIRST USE 12-0-2013; IN COMMERCE 12-0-2013.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SER. NO. 86-212,838, FILED P.R. 3-6-2014; AM. S.R. 9-24-2014.

LESLIE RICHARDS, EXAMINING ATTORNEY



Michelle K. Lee

Deputy Director of the United States
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.