

Generated on: This page was generated by TSDR on 2025-07-19 18:22:30 EDT

Mark: FAMILY NIGHT IN

FAMILY NIGHT IN

US Serial Number: 77964733

Application Filing Date: Mar. 22, 2010

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



DEAD/APPLICATION/Refused/Dismissed or Invalidated

This trademark application was refused, dismissed, or invalidated by the Office and this application is no longer active.

Status: Abandoned because no Statement of Use or Extension Request timely filed after Notice of Allowance was issued. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Dec. 22, 2014

Publication Date: Sep. 20, 2011 **Notice of Allowance Date:** Nov. 15, 2011

Date Abandoned: Dec. 22, 2014

Mark Information

Mark Literal Elements: FAMILY NIGHT IN

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

For: Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis Information (Case Level)

Filed Use: No

Filed ITU: Yes

Filed 44D: No

Filed 44E: No

Filed 66A: No

Filed No Basis: No

Currently Use: No

Currently ITU: Yes

Currently 44D: No

Currently 44E: No

Currently 66A: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Redbox Automated Retail, LLC

Owner Address: Suite 1200
One Tower Lane
Oakbrook Terrace, ILLINOIS UNITED STATES 60181

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: James P. Muraff

Docket Number: 19638.11T1

Attorney Primary trademarks@ngelaw.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent JAMES P. MURAFF
Name/Address: NEAL, GERBER & EISENBERG LLP
2 N LASALLE ST STE 1700
CHICAGO, ILLINOIS UNITED STATES 60602-4000

Phone: 312-269-8000

Fax: 312-269-1747

Correspondent e-mail: trademarks@ngelaw.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 05, 2016	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Dec. 22, 2014	ABANDONMENT NOTICE MAILED - NO USE STATEMENT FILED	
Dec. 22, 2014	ABANDONMENT - NO USE STATEMENT FILED	
Apr. 19, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 18, 2014	SOU EXTENSION 5 GRANTED	
Apr. 15, 2014	SOU EXTENSION 5 FILED	
Apr. 15, 2014	SOU TEAS EXTENSION RECEIVED	
Nov. 02, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 01, 2013	SOU EXTENSION 4 GRANTED	
Oct. 28, 2013	SOU EXTENSION 4 FILED	
Oct. 28, 2013	SOU TEAS EXTENSION RECEIVED	
Jun. 01, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	
May 31, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 30, 2013	SOU EXTENSION 3 GRANTED	
Apr. 30, 2013	SOU EXTENSION 3 FILED	
May 24, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Apr. 30, 2013	SOU TEAS EXTENSION RECEIVED	
Nov. 20, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 17, 2012	SOU EXTENSION 2 GRANTED	
Nov. 15, 2012	SOU EXTENSION 2 FILED	
Nov. 16, 2012	CASE ASSIGNED TO INTENT TO USE PARALEGAL	
Nov. 15, 2012	SOU TEAS EXTENSION RECEIVED	
May 15, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 11, 2012	SOU EXTENSION 1 GRANTED	
May 11, 2012	SOU EXTENSION 1 FILED	
May 11, 2012	SOU TEAS EXTENSION RECEIVED	
Nov. 15, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 20, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 20, 2011	PUBLISHED FOR OPPOSITION	

Aug. 15, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED
Aug. 04, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER
Aug. 03, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY
Jul. 08, 2011	SUSPENSION CHECKED - TO ATTORNEY FOR ACTION
Jul. 06, 2011	ASSIGNED TO LIE
Jan. 04, 2011	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED
Jan. 04, 2011	LETTER OF SUSPENSION E-MAILED
Jan. 04, 2011	SUSPENSION LETTER WRITTEN
Dec. 17, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED
Dec. 17, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE
Dec. 17, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED
Jun. 22, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED
Jun. 22, 2010	NON-FINAL ACTION E-MAILED
Jun. 22, 2010	NON-FINAL ACTION WRITTEN
Jun. 16, 2010	ASSIGNED TO EXAMINER
Mar. 26, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED
Mar. 25, 2010	NEW APPLICATION ENTERED

TM Staff and Location Information

TM Staff Information

TM Attorney:

Law Office LAW OFFICE 107
Assigned:

File Location

Current Location: INTENT TO USE SECTION

Date in Location: May 24, 2013

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Applicant: Redbox Automated Retail, LLC

Assignment 1 of 2

Conveyance: AMENDED AND RESTATED SECURITY AGREEMENT

Reel/Frame: [4590/0957](#)

Pages: 8

Date Recorded: Jul. 26, 2011

Supporting [assignment-tm-4590-0957.pdf](#)
Documents:

Assignor

Name: [REDBOX AUTOMATED RETAIL, LLC](#)

Execution Date: Jul. 15, 2011

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country DELAWARE
Where Organized:

Assignee

Name: [BANK OF AMERICA, N.A.](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country UNITED STATES
Where Organized:

Address: 901 MAIN STREET
MAIL CODE: TX1-492-14-14
DALLAS, TEXAS 75202

Correspondent

Correspondent GAVIN GEORGE
Name:

Correspondent HAYNES AND BOONE, LLP
Address: 2323 VICTORY AVENUE, SUITE 700
DALLAS, TX 75219

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: RELEASE OF INTELLECTUAL PROPERTY SECURITY INTEREST

Reel/Frame: [5885/0636](#)

Pages: 16

Date Recorded: Sep. 27, 2016

Supporting Documents: [assignment-tm-5885-0636.pdf](#)

Assignor

Name: [BANK OF AMERICA, N.A.](#)

Execution Date: Sep. 27, 2016

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UNITED STATES

Assignee

Name: [REDBOX AUTOMATED RETAIL, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: ONE TOWER LANE, SUITE 900
OAKBROOK TERRACE, ILLINOIS 60181

Correspondent

Correspondent Name: VENISA DARK, HAYNES AND BOONE LLP

Correspondent Address: 2323 VICTORY AVENUE, SUITE 700
DALLAS, TX 75219

Domestic Representative - Not Found

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	12/23/2014		
PUB DATE	09/20/2011		
STATUS	606-ABANDONED - NO STATEMENT OF USE FILED		
STATUS DATE	12/22/2014		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	12/22/2014	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
------------	-------------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
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PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
12/22/2014	MAB6	O	ABANDONMENT NOTICE MAILED - NO USE STATEMENT FILED	045
12/22/2014	ABN6	S	ABANDONMENT - NO USE STATEMENT FILED	044
04/19/2014	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	043
04/18/2014	EX5G	S	EXTENSION 5 GRANTED	042
04/15/2014	EXT5	S	EXTENSION 5 FILED	041
04/15/2014	EEXT	I	TEAS EXTENSION RECEIVED	040
11/02/2013	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	039
11/01/2013	EX4G	S	EXTENSION 4 GRANTED	038
10/28/2013	EXT4	S	EXTENSION 4 FILED	037
10/28/2013	EEXT	I	TEAS EXTENSION RECEIVED	036
06/01/2013	EXRA	O	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	035
05/31/2013	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	034
05/30/2013	EX3G	S	EXTENSION 3 GRANTED	033
04/30/2013	EXT3	S	EXTENSION 3 FILED	032

05/24/2013	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	031
04/30/2013	EEXT	I	TEAS EXTENSION RECEIVED	030
11/20/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	029
11/17/2012	EX2G	S	EXTENSION 2 GRANTED	028
11/15/2012	EXT2	S	EXTENSION 2 FILED	027
11/16/2012	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	026
11/15/2012	EEXT	I	TEAS EXTENSION RECEIVED	025
05/15/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	024
05/11/2012	EX1G	S	EXTENSION 1 GRANTED	023
05/11/2012	EXT1	S	EXTENSION 1 FILED	022
05/11/2012	EEXT	I	TEAS EXTENSION RECEIVED	021
11/15/2011	NOAM	E	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	020
09/20/2011	NPUB	E	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	019
09/20/2011	PUBO	A	PUBLISHED FOR OPPOSITION	018
08/15/2011	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	017
08/04/2011	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	016
08/03/2011	ASCK	I	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	015
07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
07/06/2011	ALIE	A	ASSIGNED TO LIE	013
01/04/2011	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181

ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

FAMILY NIGHT IN

Side - 1



NOTICE OF ABANDONMENT
MAILING DATE: Dec 22, 2014

The trademark application identified below was abandoned because the applicant failed to file for a statement of use or an extension of time.

If the delay in filing a response was unintentional, you may file a petition to revive the application with a fee. If the abandonment of this application was due to USPTO error, you may file a request for reinstatement. Please note that a petition to revive or request for reinstatement **must be received within two months from the mailing date of this notice.**

For additional information, go to <http://www.uspto.gov/teas/petinfo.htm>. If you are unable to get the information you need from the website, call the Trademark Assistance Center at 1-800-786-9199.

SERIAL NUMBER: 77964733
MARK: FAMILY NIGHT IN
OWNER: Redbox Automated Retail, LLC

Side - 2

UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR TRADEMARKS
P.O. BOX 1451
ALEXANDRIA, VA 22313-1451

FIRST-CLASS MAIL
U.S POSTAGE
PAID

JAMES P. MURAFF
NEAL, GERBER & EISENBERG LLP
2 N LASALLE ST STE 1700
CHICAGO , IL 60602-4000

From: TMOfficialNotices@USPTO.GOV
Sent: Saturday, April 19, 2014 00:10 AM
To: XXXX
Subject: Official USPTO Notice of Approval of Extension Request: U.S. Trademark SN 77964733: FAMILY NIGHT IN: Docket/Reference No. 19638.11T1

NOTICE OF APPROVAL OF EXTENSION REQUEST

U.S. Serial Number: 77964733
Mark: FAMILY NIGHT IN
Owner: Redbox Automated Retail, LLC
Extension Request Number: 5
Docket/Reference Number: 19638.11T1
Notice of Allowance Date: Nov 15, 2011

The USPTO issued a Notice of Allowance on **Nov 15, 2011** for the trademark application identified above. Applicant's **FIFTH** request for Extension of Time to File a Statement of Use has been **GRANTED**. If you are currently using the mark in commerce, please visit <https://www.uspto.gov/trademarks/apply/intent-use-itu-forms> and select form number 1 ("Statement of Use/Amendment to Allege Use for Intent-to-Use Application") to file your statement of use and complete the registration process.

PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will abandon the application.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

To check the status of the application, go to https://tsdr.uspto.gov/#caseNumber=77964733&caseType=SERIAL_NO&searchType=statusSearch or contact the Trademark Assistance Center at 1-800-786-9199. Please check the status of the application at least every three (3) months after the application filing date.

To view this notice and other documents for this application on-line, go to https://tsdr.uspto.gov/#caseNumber=77964733&caseType=SERIAL_NO&searchType=documentSearch. NOTE: This notice will only become available on-line the next business day after receipt of this e-mail.

For further information on filing a Statement of Use or an additional extension request, if applicable, please consult the USPTO website at <https://www.uspto.gov/trademarks> or contact the Trademark Assistance Center at 1-800-786-9199.

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	04/19/2014		
PUB DATE	09/20/2011		
STATUS	734-FIFTH EXTENSION - GRANTED		
STATUS DATE	04/18/2014		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
------------	-------------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
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PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
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06/01/2013	EXRA	O	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	035
05/31/2013	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	034
05/30/2013	EX3G	S	EXTENSION 3 GRANTED	033
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11/15/2012	EXT2	S	EXTENSION 2 FILED	027
11/16/2012	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	026
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05/11/2012	EXT1	S	EXTENSION 1 FILED	022
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07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
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01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware



FAMILY NIGHT IN

Request for Extension of Time to File a Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77964733
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION	
MARK	FAMILY NIGHT IN
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	FAMILY NIGHT IN
OWNER SECTION	
NAME	Redbox Automated Retail, LLC
STREET	Suite 1200
CITY	Oakbrook Terrace
STATE	Illinois
ZIP/POSTAL CODE	60181
COUNTRY	United States
EMAIL	XXXX
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	035
CURRENT IDENTIFICATION	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
GOODS OR SERVICES	KEEP ALL LISTED
INTERNATIONAL CLASS	041
CURRENT IDENTIFICATION	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	5
ONGOING EFFORT	product or service research or development

ALLOWANCE MAIL DATE	11/15/2011
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	2
SUBTOTAL AMOUNT	300
TOTAL AMOUNT	300
SIGNATURE SECTION	
SIGNATURE	/James P. Muraff/
SIGNATORY'S NAME	James P. Muraff
SIGNATORY'S POSITION	Attorney for Applicant, Illinois Bar Member
DATE SIGNED	04/15/2014
SIGNATORY'S PHONE NUMBER	312-269-8000
FILING INFORMATION	
SUBMIT DATE	Tue Apr 15 20:27:07 EDT 2014
TEAS STAMP	USPTO/ESU-XX.XXX.XXX.XX-2 0140415202707950648-77964 733-5005bd4bfc9517245b6a 04dc0b552c9ca3d8588f982d9 2ddf7eb6d272439aa958-DA-6 955-20140410130429065848

**SOU Extension Request
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

MARK: FAMILY NIGHT IN
SERIAL NUMBER: 77964733

The applicant, Redbox Automated Retail, LLC, having an address of
Suite 1200
Oakbrook Terrace, Illinois 60181
United States

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 11/15/2011.

For International Class 035:

Current identification: Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

For International Class 041:

Current identification: Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

This is the fifth extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods/services covered by the extension request: product or service research or development

A fee payment in the amount of \$300 will be submitted with the form, representing payment for 2 classes.

Declaration

STATEMENTS: The signatory believes that: the applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all the goods/services under Section 1(b) in the notice of allowance or as subsequently modified; and that to the best of the signatory's knowledge and belief, no other person has 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 person, to cause confusion or mistake, or to deceive.

DECLARATION: The signatory being warned that willful false statements and the like 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 submission or any

resulting registration, declares 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: /James P. Muraff/ Date Signed: 04/15/2014
Signatory's Name: James P. Muraff
Signatory's Position: Attorney for Applicant, Illinois Bar Member
Signatory's Phone: 312-269-8000

RAM Sale Number: 77964733
RAM Accounting Date: 04/16/2014

Serial Number: 77964733
Internet Transmission Date: Tue Apr 15 20:27:07 EDT 2014
TEAS Stamp: USPTO/ESU-XX.XXX.XXX.XX-2014041520270795
0648-77964733-5005bd4bfc9517245b6a04dc0
b552c9ca3d8588f982d92ddf7eb6d272439aa958
-DA-6955-20140410130429065848

TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77964733



Mark: FAMILY NIGHT IN

Mail Date: 2014/04/15



Examiner Number: 78353



Examiner Name:
DUBOIS, MICHELLE E

LIE Number: 70997



LIE Name:
TURNER, KIMBERLY

L.O. Assigned: LAW OFFICE 107

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20140415	\$150	2	\$300

From: TMOfficialNotices@USPTO.GOV
Sent: Saturday, November 2, 2013 00:10 AM
To: XXXX
Subject: Trademark Serial Number 77964733 : Official USPTO Notice of Approval of Extension Request

NOTICE OF APPROVAL OF EXTENSION REQUEST

Serial Number: 77964733
Mark: FAMILY NIGHT IN(STANDARD CHARACTER MARK)
Owner: Redbox Automated Retail, LLC
Extension Request Number: 4
Docket/Reference Number: 19638.11T1
Notice of Allowance Date: Nov 15, 2011

The USPTO issued a Notice of Allowance on **Nov 15, 2011** for the trademark application identified above. Applicant's **FOURTH** request for Extension of Time to File a Statement of Use has been **GRANTED**.

PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at <http://www.uspto.gov/> or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=77964733>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	11/02/2013		
PUB DATE	09/20/2011		
STATUS	733-FOURTH EXTENSION - GRANTED		
STATUS DATE	11/01/2013		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
------------	-------------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
------------------------	----

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
11/02/2013	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	039
11/01/2013	EX4G	S	EXTENSION 4 GRANTED	038
10/28/2013	EXT4	S	EXTENSION 4 FILED	037
10/28/2013	EEXT	I	TEAS EXTENSION RECEIVED	036
06/01/2013	EXRA	O	NOTICE OF APPROVAL OF EXTENSION REQUEST MAILED	035
05/31/2013	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	034
05/30/2013	EX3G	S	EXTENSION 3 GRANTED	033
04/30/2013	EXT3	S	EXTENSION 3 FILED	032
05/24/2013	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	031
04/30/2013	EEXT	I	TEAS EXTENSION RECEIVED	030
11/20/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	029
11/17/2012	EX2G	S	EXTENSION 2 GRANTED	028
11/15/2012	EXT2	S	EXTENSION 2 FILED	027
11/16/2012	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	026

11/15/2012	EEXT	I	TEAS EXTENSION RECEIVED	025
05/15/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	024
05/11/2012	EX1G	S	EXTENSION 1 GRANTED	023
05/11/2012	EXT1	S	EXTENSION 1 FILED	022
05/11/2012	EEXT	I	TEAS EXTENSION RECEIVED	021
11/15/2011	NOAM	E	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	020
09/20/2011	NPUB	E	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	019
09/20/2011	PUBO	A	PUBLISHED FOR OPPOSITION	018
08/15/2011	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	017
08/04/2011	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	016
08/03/2011	ASCK	I	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	015
07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
07/06/2011	ALIE	A	ASSIGNED TO LIE	013
01/04/2011	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

FAMILY NIGHT IN

Request for Extension of Time to File a Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77964733
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION	
MARK	FAMILY NIGHT IN
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	FAMILY NIGHT IN
OWNER SECTION	
NAME	Redbox Automated Retail, LLC
STREET	Suite 1200
CITY	Oakbrook Terrace
STATE	Illinois
ZIP/POSTAL CODE	60181
COUNTRY	United States
EMAIL	XXXX
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	035
CURRENT IDENTIFICATION	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
GOODS OR SERVICES	KEEP ALL LISTED
INTERNATIONAL CLASS	041
CURRENT IDENTIFICATION	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	4
ONGOING EFFORT	product or service research or development

ALLOWANCE MAIL DATE	11/15/2011
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	2
SUBTOTAL AMOUNT	300
TOTAL AMOUNT	300
SIGNATURE SECTION	
SIGNATURE	/James P. Muraff/
SIGNATORY'S NAME	James P. Muraff
SIGNATORY'S POSITION	Attorney for Applicant, Illinois Bar Member
DATE SIGNED	10/25/2013
SIGNATORY'S PHONE NUMBER	312.269.8000
FILING INFORMATION	
SUBMIT DATE	Mon Oct 28 23:26:45 EDT 2013
TEAS STAMP	USPTO/ESU-XX.XXX.XXX.XX-2 0131028232645956479-77964 733-500dd7d9912631b4cb443 f298d1e96b4b694651ced4df8 a3442ac7b854668eeff-DA-97 15-20131025174205810772

**SOU Extension Request
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

MARK: FAMILY NIGHT IN
SERIAL NUMBER: 77964733

The applicant, Redbox Automated Retail, LLC, having an address of
Suite 1200
Oakbrook Terrace, Illinois 60181
United States

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 11/15/2011.

For International Class 035:

Current identification: Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

For International Class 041:

Current identification: Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

This is the fourth extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods/services covered by the extension request: product or service research or development

A fee payment in the amount of \$300 will be submitted with the form, representing payment for 2 classes.

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 may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; 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: /James P. Muraff/ Date Signed: 10/25/2013

Signatory's Name: James P. Muraff
Signatory's Position: Attorney for Applicant, Illinois Bar Member
Signatory's Phone: 312.269.8000

RAM Sale Number: 77964733
RAM Accounting Date: 10/29/2013

Serial Number: 77964733
Internet Transmission Date: Mon Oct 28 23:26:45 EDT 2013
TEAS Stamp: USPTO/ESU-XX.XXX.XXX.XX-2013102823264595
6479-77964733-500dd7d9912631b4cb443f298d
1e96b4b694651ced4df8a3442ac7b854668eeff-
DA-9715-20131025174205810772

TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77964733



Mark: FAMILY NIGHT IN

Mail Date: 2013/10/28



Examiner Number: 78353



Examiner Name:
DUBOIS, MICHELLE E

LIE Number: 70997



LIE Name:
TURNER, KIMBERLY

L.O. Assigned: LAW OFFICE 107

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20131028	\$150	2	\$300

Side - 1



**NOTICE OF APPROVAL
OF EXTENSION REQUEST
MAILING DATE: Jun 1, 2013**

A Notice of Allowance issued for the trademark application identified below on Nov 15, 2011. The THIRD request for extension of time to file a Statement of Use has been approved. Applicant must continue to file extension requests every 6 months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed. Please note that a Statement of Use cannot be filed more than 36 months from the issuance date of the Notice of Allowance.

For further information, visit our website at: <http://www.uspto.gov> or call the Trademark Assistance Center at 1-800-786-9199.

SERIAL NUMBER: 77964733
MARK: FAMILY NIGHT IN(STANDARD CHARACTER MARK)
OWNER: Redbox Automated Retail, LLC

Side - 2

UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR TRADEMARKS
P.O. BOX 1451
ALEXANDRIA, VA 22313-1451

FIRST-CLASS MAIL
U.S POSTAGE
PAID

JAMES P. MURAFF
NEAL, GERBER & EISENBERG LLP
2 N LASALLE ST STE 1700
CHICAGO, IL 60602-4000

From: TMOOfficialNotices@USPTO.GOV
Sent: Friday, May 31, 2013 00:10 AM
To: XXXX
Subject: Trademark Serial Number 77964733 : Official USPTO Notice of Approval of Extension Request

NOTICE OF APPROVAL OF EXTENSION REQUEST

Serial Number: 77964733
Mark: FAMILY NIGHT IN(STANDARD CHARACTER MARK)
Owner: Redbox Automated Retail, LLC
Extension Request Number: 3
Docket/Reference Number: 19638.11T1
Notice of Allowance Date: Nov 15, 2011

The USPTO issued a Notice of Allowance on **Nov 15, 2011** for the trademark application identified above. Applicant's **THIRD** request for Extension of Time to File a Statement of Use has been **GRANTED**.

PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at <http://www.uspto.gov/> or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=77964733>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	05/31/2013		
PUB DATE	09/20/2011		
STATUS	732-THIRD EXTENSION - GRANTED		
STATUS DATE	05/30/2013		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
------------	-------------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
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PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
05/31/2013	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	034
05/30/2013	EX3G	S	EXTENSION 3 GRANTED	033
04/30/2013	EXT3	S	EXTENSION 3 FILED	032
05/24/2013	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	031
04/30/2013	EEXT	I	TEAS EXTENSION RECEIVED	030
11/20/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	029
11/17/2012	EX2G	S	EXTENSION 2 GRANTED	028
11/15/2012	EXT2	S	EXTENSION 2 FILED	027
11/16/2012	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	026
11/15/2012	EEXT	I	TEAS EXTENSION RECEIVED	025
05/15/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	024
05/11/2012	EX1G	S	EXTENSION 1 GRANTED	023
05/11/2012	EXT1	S	EXTENSION 1 FILED	022
05/11/2012	EEXT	I	TEAS EXTENSION RECEIVED	021

11/15/2011	NOAM	E	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	020
09/20/2011	NPUB	E	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	019
09/20/2011	PUBO	A	PUBLISHED FOR OPPOSITION	018
08/15/2011	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	017
08/04/2011	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	016
08/03/2011	ASCK	I	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	015
07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
07/06/2011	ALIE	A	ASSIGNED TO LIE	013
01/04/2011	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Murafl
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

FAMILY NIGHT IN

Request for Extension of Time to File a Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77964733
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION	
MARK	FAMILY NIGHT IN
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	FAMILY NIGHT IN
OWNER SECTION	
NAME	Redbox Automated Retail, LLC
STREET	Suite 1200
CITY	Oakbrook Terrace
STATE	Illinois
ZIP/POSTAL CODE	60181
COUNTRY	United States
EMAIL	XXXX
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	035
CURRENT IDENTIFICATION	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
GOODS OR SERVICES	KEEP ALL LISTED
INTERNATIONAL CLASS	041
CURRENT IDENTIFICATION	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	3
ONGOING EFFORT	product or service research or development

ALLOWANCE MAIL DATE	11/15/2011
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	2
SUBTOTAL AMOUNT	300
TOTAL AMOUNT	300
SIGNATURE SECTION	
SIGNATURE	/James P. Muraff/
SIGNATORY'S NAME	James P. Muraff
SIGNATORY'S POSITION	Attorney for Applicant, Illinois Bar Member
DATE SIGNED	04/30/2013
SIGNATORY'S PHONE NUMBER	312.269.8000
FILING INFORMATION	
SUBMIT DATE	Tue Apr 30 18:46:40 EDT 2013
TEAS STAMP	USPTO/ESU-XX.XXX.XX.X-201 30430184640627264-7796473 3-500436e93b2d56e7dea30ba ac6ec1122fdac163619464c1f 8c3f4e755b95a5727f-DA-674 2-20130428141456284567

**SOU Extension Request
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

MARK: FAMILY NIGHT IN
SERIAL NUMBER: 77964733

The applicant, Redbox Automated Retail, LLC, having an address of
Suite 1200
Oakbrook Terrace, Illinois 60181
United States

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 11/15/2011.

For International Class 035:

Current identification: Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

For International Class 041:

Current identification: Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

This is the third extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods/services covered by the extension request: product or service research or development

A fee payment in the amount of \$300 will be submitted with the form, representing payment for 2 classes.

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 may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; 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: /James P. Muraff/ Date Signed: 04/30/2013

Signatory's Name: James P. Muraff
Signatory's Position: Attorney for Applicant, Illinois Bar Member
Signatory's Phone: 312.269.8000

RAM Sale Number: 77964733
RAM Accounting Date: 05/01/2013

Serial Number: 77964733
Internet Transmission Date: Tue Apr 30 18:46:40 EDT 2013
TEAS Stamp: USPTO/ESU-XX.XXX.XX.X-201304301846406272
64-77964733-500436e93b2d56e7dea30baac6ec
1122fdac163619464c1f8c3f4e755b95a5727f-D
A-6742-20130428141456284567

TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77964733



Mark: FAMILY NIGHT IN

Mail Date: 2013/04/30



Examiner Number: 78353



Examiner Name:
DUBOIS, MICHELLE E

LIE Number: 70997



LIE Name:
TURNER, KIMBERLY

L.O. Assigned: LAW OFFICE 107

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20130430	\$150	2	\$300

From: TMOOfficialNotices@USPTO.GOV
Sent: Tuesday, November 20, 2012 00:11 AM
To: XXXX
Subject: Trademark Serial Number 77964733 : Official USPTO Notice of Approval of Extension Request

NOTICE OF APPROVAL OF EXTENSION REQUEST

Serial Number: 77964733
Mark: FAMILY NIGHT IN(STANDARD CHARACTER MARK)
Owner: Redbox Automated Retail, LLC
Extension Request Number: 2
Docket/Reference Number: 19638.11T1
Notice of Allowance Date: Nov 15, 2011

The USPTO issued a Notice of Allowance on **Nov 15, 2011** for the trademark application identified above. Applicant's **SECOND** request for Extension of Time to File a Statement of Use has been **GRANTED**.

PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at <http://www.uspto.gov/> or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=77964733>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	11/20/2012		
PUB DATE	09/20/2011		
STATUS	731-SECOND EXTENSION - GRANTED		
STATUS DATE	11/17/2012		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
------------	-------------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
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PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
11/20/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	029
11/17/2012	EX2G	S	EXTENSION 2 GRANTED	028
11/15/2012	EXT2	S	EXTENSION 2 FILED	027
11/16/2012	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	026
11/15/2012	EEXT	I	TEAS EXTENSION RECEIVED	025
05/15/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	024
05/11/2012	EX1G	S	EXTENSION 1 GRANTED	023
05/11/2012	EXT1	S	EXTENSION 1 FILED	022
05/11/2012	EEXT	I	TEAS EXTENSION RECEIVED	021
11/15/2011	NOAM	E	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	020
09/20/2011	NPUB	E	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	019
09/20/2011	PUBO	A	PUBLISHED FOR OPPOSITION	018
08/15/2011	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	017
08/04/2011	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	016

08/03/2011	ASCK	I	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	015
07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
07/06/2011	ALIE	A	ASSIGNED TO LIE	013
01/04/2011	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

FAMILY NIGHT IN

Request for Extension of Time to File a Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77964733
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION	
MARK	FAMILY NIGHT IN
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	FAMILY NIGHT IN
OWNER SECTION	
NAME	Redbox Automated Retail, LLC
STREET	Suite 1200
CITY	Oakbrook Terrace
STATE	Illinois
ZIP/POSTAL CODE	60181
COUNTRY	United States
EMAIL	XXXX
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	035
CURRENT IDENTIFICATION	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
GOODS OR SERVICES	KEEP ALL LISTED
INTERNATIONAL CLASS	041
CURRENT IDENTIFICATION	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	2
ONGOING EFFORT	product or service research or development

ALLOWANCE MAIL DATE	11/15/2011
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	2
SUBTOTAL AMOUNT	300
TOTAL AMOUNT	300
SIGNATURE SECTION	
SIGNATURE	/James P. Muraff/
SIGNATORY'S NAME	James P. Muraff
SIGNATORY'S POSITION	Attorney of Record, Illinois Bar Member
DATE SIGNED	11/15/2012
SIGNATORY'S PHONE NUMBER	312.269.8000
FILING INFORMATION	
SUBMIT DATE	Thu Nov 15 11:43:57 EST 2012
TEAS STAMP	USPTO/ESU-XX.XXX.XXX.XX-2 0121115114357184385-77964 733-490accbc770121a79c7a2 451b61b41d0e0-DA-10662-20 121113174555611913

**SOU Extension Request
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

MARK: FAMILY NIGHT IN
SERIAL NUMBER: 77964733

The applicant, Redbox Automated Retail, LLC, having an address of
Suite 1200
Oakbrook Terrace, Illinois 60181
United States

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 11/15/2011.

For International Class 035:

Current identification: Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

For International Class 041:

Current identification: Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

This is the second extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods/services covered by the extension request: product or service research or development

A fee payment in the amount of \$300 will be submitted with the form, representing payment for 2 classes.

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 may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; 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: /James P. Muraff/ Date Signed: 11/15/2012

Signatory's Name: James P. Muraff
Signatory's Position: Attorney of Record, Illinois Bar Member
Signatory's Phone: 312.269.8000

RAM Sale Number: 10662
RAM Accounting Date: 11/15/2012

Serial Number: 77964733
Internet Transmission Date: Thu Nov 15 11:43:57 EST 2012
TEAS Stamp: USPTO/ESU-XX.XXX.XXX.XX-2012111511435718
4385-77964733-490accbc770121a79c7a2451b6
1b41d0e0-DA-10662-20121113174555611913

TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77964733



Mark: FAMILY NIGHT IN

Mail Date: 2012/11/15



Examiner Number: 78353



Examiner Name:
DUBOIS, MICHELLE E

LIE Number: 70997



LIE Name:
TURNER, KIMBERLY

L.O. Assigned: LAW OFFICE 107

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20121115	\$150	2	\$300

From: TMOOfficialNotices@USPTO.GOV
Sent: Tuesday, May 15, 2012 00:13 AM
To: XXXX
Subject: Trademark Serial Number 77964733 : Official USPTO Notice of Approval of Extension Request

NOTICE OF APPROVAL OF EXTENSION REQUEST

Serial Number: 77964733
Mark: FAMILY NIGHT IN(STANDARD CHARACTER MARK)
Owner: Redbox Automated Retail, LLC
Extension Request Number: 1
Docket/Reference Number: 19638.11T1
Notice of Allowance Date: Nov 15, 2011

The USPTO issued a Notice of Allowance on **Nov 15, 2011** for the trademark application identified above. Applicant's **FIRST** request for Extension of Time to File a Statement of Use has been **GRANTED**.

PLEASE NOTE:

1. Applicant must continue to file extension requests every six (6) months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed, or the USPTO will hold the application abandoned.
2. Applicant may only request a total of five (5) extensions of time.
3. Applicant may **NOT** file a Statement of Use more than thirty-six (36) months from the date the Notice of Allowance was issued.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at <http://www.uspto.gov/> or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=77964733>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	05/15/2012		
PUB DATE	09/20/2011		
STATUS	730-FIRST EXTENSION - GRANTED		
STATUS DATE	05/11/2012		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
------------	-------------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
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PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
05/15/2012	EXRA	E	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	024
05/11/2012	EX1G	S	EXTENSION 1 GRANTED	023
05/11/2012	EXT1	S	EXTENSION 1 FILED	022
05/11/2012	EEXT	I	TEAS EXTENSION RECEIVED	021
11/15/2011	NOAM	E	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	020
09/20/2011	NPUB	E	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	019
09/20/2011	PUBO	A	PUBLISHED FOR OPPOSITION	018
08/15/2011	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	017
08/04/2011	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	016
08/03/2011	ASCK	I	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	015
07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
07/06/2011	ALIE	A	ASSIGNED TO LIE	013
01/04/2011	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011

01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

FAMILY NIGHT IN

Request for Extension of Time to File a Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77964733
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION	
MARK	FAMILY NIGHT IN
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	FAMILY NIGHT IN
OWNER SECTION	
NAME	Redbox Automated Retail, LLC
STREET	Suite 1200
CITY	Oakbrook Terrace
STATE	Illinois
ZIP/POSTAL CODE	60181
COUNTRY	United States
EMAIL	XXXX
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	035
CURRENT IDENTIFICATION	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
GOODS OR SERVICES	KEEP ALL LISTED
INTERNATIONAL CLASS	041
CURRENT IDENTIFICATION	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	1
ALLOWANCE MAIL DATE	11/15/2011

STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	2
SUBTOTAL AMOUNT	300
TOTAL AMOUNT	300
SIGNATURE SECTION	
SIGNATURE	/Frederick W. Stein/
SIGNATORY'S NAME	Frederick W. Stein
SIGNATORY'S POSITION	Vice President and General Counsel
DATE SIGNED	05/11/2012
SIGNATORY'S PHONE NUMBER	6307568255
FILING INFORMATION	
SUBMIT DATE	Fri May 11 17:20:48 EDT 2012
TEAS STAMP	USPTO/ESU-XX.XX.XXX.XXX-2 0120511172048569602-77964 733-490e46e6da02db8ea6feb dbe7c8981a4-DA-3974-20120 509185334418126

**SOU Extension Request
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

MARK: FAMILY NIGHT IN
SERIAL NUMBER: 77964733

The applicant, Redbox Automated Retail, LLC, having an address of
Suite 1200
Oakbrook Terrace, Illinois 60181
United States

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 11/15/2011.

For International Class 035:

Current identification: Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

For International Class 041:

Current identification: Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

For a trademark/service mark: The applicant has a continued bona fide intention, and is entitled, to use the mark in commerce on or in connection with all of the goods/services listed in the Notice of Allowance or as subsequently modified for this specific class; for a collective/certification mark: the applicant has a continued bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce on or in connection with the goods/services/collective membership organization listed in the Notice of Allowance, or as subsequently modified for this specific class.

This is the first extension request.

A fee payment in the amount of \$300 will be submitted with the form, representing payment for 2 classes.

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 may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; 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: /Frederick W. Stein/ Date Signed: 05/11/2012
Signatory's Name: Frederick W. Stein

Signatory's Position: Vice President and General Counsel
Signatory's Phone: 6307568255

RAM Sale Number: 3974
RAM Accounting Date: 05/14/2012

Serial Number: 77964733
Internet Transmission Date: Fri May 11 17:20:48 EDT 2012
TEAS Stamp: USPTO/ESU-XX.XX.XXX.XXX-2012051117204856
9602-77964733-490e46e6da02db8ea6febdbe7c
8981a4-DA-3974-20120509185334418126

From: TMOOfficialNotices@USPTO.GOV
Sent: Tuesday, November 15, 2011 00:03 AM
To: XXXX
Subject: Trademark Serial Number 77964733: Official USPTO Notice of Allowance

NOTICE OF ALLOWANCE (NOA)

ISSUE DATE: Nov 15, 2011

Serial Number: 77-964,733
Mark: FAMILY NIGHT IN(STANDARD CHARACTER MARK)
Attorney Reference Number: 19638.11T1

No opposition was filed for this published application. The issue date of this NOA establishes the due date for the filing of a Statement of Use (SOU) or a Request for Extension of Time to file a Statement of Use (Extension Request). WARNING: An SOU that meets all legal requirements must be filed before a registration certificate can issue. Please read below for important information regarding the applicant's pending six (6) month deadline.

SIX (6)-MONTH DEADLINE: Applicant has six (6) MONTHS from the NOA issue date to file either:

- An SOU, if the applicant is using the mark in commerce (required even if the applicant was using the mark at the time of filing the application, if use basis was not specified originally); **OR**
- An Extension Request, if the applicant is not yet using the mark in commerce. If an Extension Request is filed, a new request must be filed every six (6) months until the SOU is filed. The applicant may file a total of five (5) extension requests. **WARNING:** An SOU may **not** be filed more than thirty-six (36) months from when the NOA issued. The deadline for filing is always calculated from the issue date of the NOA.

How to file SOU and/or Extension Request:

Use the Trademark Electronic Application System (TEAS). Do **NOT** reply to this e-mail, as e-mailed filings will **NOT** be processed. Both the SOU and Extension Request have many legal requirements, including fees and verified statements; therefore, please use the USPTO forms available online at <http://www.uspto.gov/teas/index.html> (under the "INTENT-TO-USE (ITU) FORMS" category) to avoid the possible omission of required information. If you have questions about this notice, please contact the Trademark Assistance Center at 1-800-786-9199.

For information on how to (1) divide an application; (2) delete goods/services (or entire class) with a Section 1(b) basis; or (3) change filing basis, see http://www.uspto.gov/trademarks/basics/MoreInfo_SOU_EXT.jsp.

FAILURE TO FILE A REQUIRED DOCUMENT OUTLINED ABOVE DURING THE APPROPRIATE TIME PERIOD WILL RESULT IN THE ABANDONMENT OF THIS APPLICATION.

REVIEW APPLICATION INFORMATION FOR ACCURACY

If you believe this NOA should not have issued or correction of the information shown below is needed, you must submit a request to the Intent-to-Use Unit. Please use the "Post-Publication Amendment" form under the "POST-PUBLICATION/POST NOTICE OF ALLOWANCE (NOA) FORMS" category, available at <http://www.uspto.gov/teas/index.html>. Do **NOT** reply to this e-mail, as e-mailed filings will NOT be processed.

Serial Number:	77-964,733
Mark:	FAMILY NIGHT IN(STANDARD CHARACTER MARK)
Attorney Reference Number:	19638.11T1
Owner:	Redbox Automated Retail, LLC Suite 1200 One Tower Lane Oakbrook Terrace , ILLINOIS 60181
Correspondence Address:	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000

This application has the following bases, but not necessarily for all listed goods/services:

Section 1(a): NO

Section 1(b): YES

Section 44(e): NO

GOODS/SERVICES BY INTERNATIONAL CLASS

- 035 - Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase -- FIRST USE DATE: NONE; -- USE IN COMMERCE DATE: NONE
- 041 - Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games --

FIRST USE DATE: NONE; -- USE IN COMMERCE DATE: NONE

ALL OF THE GOODS/SERVICES IN EACH CLASS ARE LISTED.

Fraudulent statements may result in registration being cancelled: Applicants must ensure that statements made in filings to the USPTO are accurate, as inaccuracies may result in the cancellation of any issued trademark registration. The lack of a bona fide intention to use the mark with ALL goods and/or services listed in an application or the lack of actual use on all goods and/or services for which use is claimed could jeopardize the validity of the registration, possibly resulting in its cancellation.

Additional information: For information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at www.uspto.gov or call the Trademark Assistance Center at 1-800-786-9199.

Checking status: To check the status of an application, go to <http://tarr.uspto.gov>. Please check the status of any application at least every three (3) months after the application filing date.

From: TMOOfficialNotices@USPTO.GOV
Sent: Tuesday, September 20, 2011 00:24 AM
To: XXXX
Subject: Official USPTO Notice of Publication: Serial Number 77964733

NOTICE OF PUBLICATION

Serial Number: 77-964,733
Mark: FAMILY NIGHT IN(STANDARD CHARACTER MARK)
International Class(es): 035, 041
Applicant: Redbox Automated Retail, LLC
Attorney Reference Number: 19638.11T1

The mark identified above has been published in the *Trademark Official Gazette* (OG) on Sep 20, 2011. Any party who believes it will be damaged by the registration of the mark may file a notice of opposition (or extension of time therefor) with the Trademark Trial and Appeal Board. If no party files an opposition or extension request within thirty (30) days after the publication date, then within twelve (12) weeks of the publication date a notice of allowance (NOA) should issue. (Note: The applicant must file a Statement of Use or Extension Request within six (6) months after the NOA issues.)

On the publication date or shortly thereafter, the applicant should carefully review the information that appears in the OG for accuracy (see steps, *below*). If any information is incorrect, the applicant should immediately email the requested correction to **TMPostPubQuery@uspto.gov**. For general information about this notice, please contact the Trademark Assistance Center at 1-800-786-9199.

1. Click on the following link or paste the URL into an internet browser: http://www.uspto.gov/web/trademarks/tmog/20110920_OG.pdf#page=1
2. Wait for the total OG to download completely (as indicated on bottom of OG page).
3. At the top/side of the displayed page, click wherever the "binoculars" icon appears.
4. Enter in the "search" box the name of the applicant (for individual: last name, first name) or the serial number in this exact format (with hyphen and comma): 77-964,733, e.g.
5. View the retrieved result(s). If multiple results appear in the "results" box, click directly on each "search term" shown in the box to access all separate appearances in the OG.

Trademark Snap Shot Publication & Issue Review Stylesheet
(Table presents the data on Publication & Issue Review Complete)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	08/16/2011		
PUB DATE	N/A		
STATUS	681-PUBLICATION/ISSUE REVIEW COMPLETE		
STATUS DATE	08/15/2011		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
------------	-----------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
------------------------	----

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
08/15/2011	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	017
08/04/2011	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	016
08/03/2011	ASCK	I	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	015
07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
07/06/2011	ALIE	A	ASSIGNED TO LIE	013
01/04/2011	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004

06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

FAMILY NIGHT IN

Trademark Snap Shot Publication Stylesheet
(Table presents the data on Publication Approval)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	08/05/2011		
PUB DATE	N/A		
STATUS	680-APPROVED FOR PUBLICATION		
STATUS DATE	08/04/2011		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
------------	-----------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
------------------------	----

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
08/04/2011	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	016
08/03/2011	ASCK	I	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	015
07/08/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	014
07/06/2011	ALIE	A	ASSIGNED TO LIE	013
01/04/2011	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	012
01/04/2011	GNSL	S	LETTER OF SUSPENSION E-MAILED	011
01/04/2011	CNSL	R	SUSPENSION LETTER WRITTEN	010
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003

03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

FAMILY NIGHT IN

To: Redbox Automated Retail, LLC (trademarks@ngelaw.com)
Subject: U.S. TRADEMARK APPLICATION NO. 77964733 - FAMILY NIGHT IN - 19638.11T1
Sent: 1/4/2011 5:39:43 PM
Sent As: ECOM107@USPTO.GOV
Attachments:

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

APPLICATION SERIAL NO. 77964733

MARK: FAMILY NIGHT IN

77964733

CORRESPONDENT ADDRESS:

JAMES P. MURAFF
NEAL, GERBER & EISENBERG LLP
2 N LASALLE ST STE 1700
CHICAGO, IL 60602-4000

GENERAL TRADEMARK INFORMATION:

<http://www.uspto.gov/main/trademarks.htm>

APPLICANT: Redbox Automated Retail, LLC

CORRESPONDENT'S REFERENCE/DOCKET NO :

19638.11T1

CORRESPONDENT E-MAIL ADDRESS:

trademarks@ngelaw.com

NOTICE OF SUSPENSION

ISSUE/MAILING DATE: 1/4/2011

SUSPENSION PROCEDURE: This suspension notice serves to suspend action on the application for the reason(s) specified below. No response is needed. However, if you wish to respond to this notice, you should use the "Response to Letter of Suspension" form found at <http://teasroa.uspto.gov/rsi/rsi>. The Office will conduct periodic status checks to determine if suspension remains appropriate.

The examining attorney has searched the Office records and has found no similar registered mark that would bar registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d). TMEP §704.02.

Action on this application is suspended pending the disposition of:

- Application Serial No(s). **77935056**

Since applicant's effective filing date is subsequent to the effective filing date of the above-identified application(s), the latter, if and when it registers, may be cited against this application in a refusal to register under Section 2(d) of the Trademark Act, 15 U.S.C. §1052(d). See 37 C.F.R. §2.83; TMEP §§1208 et seq. A copy of information relevant to this pending application(s) **is attached**.

Applicant may submit a request to remove the application from suspension to present arguments related to the potential conflict between the relevant application(s) or other arguments related to the ground for suspension. TMEP §716.03. Applicant's election not to present arguments during suspension will not affect the applicant's right to present arguments later should a refusal in fact issue. If a refusal does issue, applicant will be afforded 6 months from the mailing or e-mailing date of the Office action to submit a response. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.

The following refusal(s)/requirement(s) is/are continued and maintained:

- 1) Further amendment is required regarding the identification of services.

/Michelle E. Dubois/
Michelle E. Dubois
Trademark Attorney
U.S. Patent & Trademark Office
Law Office 107
(571) 272-5887

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using Trademark Applications and Registrations Retrieval (TARR) at <http://tarr.uspto.gov/>. Please keep a copy of the complete TARR screen. If TARR shows no change for more than six months, call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at <http://www.uspto.gov/teas/eTEASpageE.htm>.

To: Redbox Automated Retail, LLC (trademarks@ngelaw.com)
Subject: U.S. TRADEMARK APPLICATION NO. 77964733 - FAMILY NIGHT IN - 19638.11T1
Sent: 1/4/2011 5:39:47 PM
Sent As: ECOM107@USPTO.GOV
Attachments:

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

**USPTO LETTER (AN OFFICE ACTION) HAS ISSUED ON 1/4/2011 FOR
SERIAL NO. 77964733**

Please follow the instructions below:

TO READ OFFICE LETTER: Click on this [link](#) or go to <http://portal.uspto.gov/external/portal/tow> and enter the application serial number to [access](#) the Office letter

PLEASE NOTE: The Office letter may not be immediately available but will be viewable within 24 hours of this e-mail notification.

HELP: For *technical* assistance in accessing the Office correspondence, please e-mail TDR@uspto.gov. Please contact the assigned examining attorney with questions about the Office letter.

Trademark Snap Shot Amendment & Mail Processing Stylesheet
(Table presents the data on Amendment & Mail Processing Complete)

OVERVIEW

SERIAL NUMBER	77964733	FILING DATE	03/22/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	SERVICE MARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	DUBOIS, MICHELLE E	L.O. ASSIGNED	107

PUB INFORMATION

RUN DATE	12/18/2010		
PUB DATE	N/A		
STATUS	661-RESPONSE AFTER NON-FINAL-ACTION-ENTERED		
STATUS DATE	12/17/2010		
LITERAL MARK ELEMENT	FAMILY NIGHT IN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	FAMILY NIGHT IN
MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
------------	-----------------------

NAME	Redbox Automated Retail, LLC
ADDRESS	Suite 1200 One Tower Lane Oakbrook Terrace, IL 60181
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Delaware

GOODS AND SERVICES

INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Automated retail services, namely providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
------------------------	----

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
12/17/2010	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	009
12/17/2010	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	008
12/17/2010	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
06/22/2010	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/22/2010	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/22/2010	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/16/2010	DOCK	D	ASSIGNED TO EXAMINER	003
03/26/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/25/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	James P. Muraff
CORRESPONDENCE ADDRESS	JAMES P. MURAFF

	NEAL, GERBER & EISENBERG LLP 2 N LASALLE ST STE 1700 CHICAGO, IL 60602-4000
DOMESTIC REPRESENTATIVE	NONE

FAMILY NIGHT IN

Response to Office Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77964733
LAW OFFICE ASSIGNED	LAW OFFICE 107
MARK SECTION (no change)	
GOODS AND/OR SERVICES SECTION (041)(current)	
INTERNATIONAL CLASS	041
DESCRIPTION	
Automated retail services, namely providing automated retail vending machines featuring entertainment content, media, DVDs, movies and games, for purchase and rental; automated retail services, namely rental and sale of entertainment content, media, DVDs, movies and games	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (041)(proposed)	
INTERNATIONAL CLASS	041
TRACKED TEXT DESCRIPTION	
Automated retail services, namely providing automated retail vending machines featuring entertainment content, media, DVDs, movies and games, for purchase and rental; <u>Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games;</u> automated retail services, namely rental and sale of entertainment content, media, DVDs, movies and games; <u>automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games</u>	
FINAL DESCRIPTION	
Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (035)(class added)	
INTERNATIONAL CLASS	035
DESCRIPTION	
Automated retail services, namely providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase	
FILING BASIS	Section 1(b)
PAYMENT SECTION	
NUMBER OF CLASSES	1
FEE PER CLASS	325
TOTAL FEES DUE	325
SIGNATURE SECTION	
DECLARATION SIGNATURE	/Frederick W. Stein/

SIGNATORY'S NAME	Frederick W. Stein
SIGNATORY'S POSITION	Vice President and General Counsel
DATE SIGNED	12/17/2010
RESPONSE SIGNATURE	/James P. Muraff/
SIGNATORY'S NAME	James P. Muraff
SIGNATORY'S POSITION	Attorney of Record, Illinois Bar Member
DATE SIGNED	12/17/2010
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Fri Dec 17 15:09:50 EST 2010
TEAS STAMP	USPTO/ROA-XX.XXX.XXX.XX-2 0101217150950106157-77964 733-47086d9c5f38b6885dffc 2ccb55f5aa17-DA-1527-2010 1217120416959550

Response to Office Action

To the Commissioner for Trademarks:

Application serial no. **77964733** has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 041 for Automated retail services, namely providing automated retail vending machines featuring entertainment content, media, DVDs, movies and games, for purchase and rental; automated retail services, namely rental and sale of entertainment content, media, DVDs, movies and games

Original Filing Basis:

Filing Basis: Section 1(b), 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 as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Proposed:

Tracked Text Description: ~~Automated retail services, namely providing automated retail vending machines featuring entertainment content, media, DVDs, movies and games, for purchase and rental;~~ Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; ~~automated retail services, namely rental and sale of entertainment content, media, DVDs, movies and games;~~ automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

Class 041 for Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games; automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and video games

Filing Basis: Section 1(b), 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 as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Applicant hereby adds the following class of goods/services to the application:

New: Class 035 for Automated retail services, namely providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase; automated retail services, namely, online retail store services

featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and video games for purchase

Filing Basis: Section 1(b), 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 as of the filing date of the application. (15 U.S.C. Section 1051(b)).

FEE(S)

Fee(s) in the amount of \$325 is being submitted.

SIGNATURE(S)

Declaration Signature

If the applicant is seeking registration under Section 1(b) and/or Section 44 of the Trademark Act, the applicant has had 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 as of the filing date of the application. 37 C.F.R. Secs. 2.34(a)(2)(i); 2.34 (a)(3)(i); and 2.34(a)(4)(ii); and/or the applicant has had a bona fide intention to exercise legitimate control over the use of the mark in commerce by its members. 37 C.F. R. Sec. 2.44. If the applicant is seeking registration under Section 1(a) of the Trademark Act, the mark was in use in commerce on or in connection with the goods and/or services listed in the application as of the application filing date or as of the date of any submitted allegation of use. 37 C.F.R. Secs. 2.34(a)(1)(i); and/or the applicant has exercised legitimate control over the use of the mark in commerce by its members. 37 C.F.R. Sec. 2.44. 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 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; that if the original application was submitted unsigned, that all statements in the original application and this submission made of the declaration signer's knowledge are true; and all statements in the original application and this submission made on information and belief are believed to be true.

Signature: /Frederick W. Stein/ Date: 12/17/2010

Signatory's Name: Frederick W. Stein

Signatory's Position: Vice President and General Counsel

Response Signature

Signature: /James P. Muraff/ Date: 12/17/2010

Signatory's Name: James P. Muraff

Signatory's Position: Attorney of Record, Illinois Bar Member

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

RAM Sale Number: 1527

RAM Accounting Date: 12/20/2010

Serial Number: 77964733

Internet Transmission Date: Fri Dec 17 15:09:50 EST 2010

TEAS Stamp: USPTO/ROA-XX.XXX.XXX.XX-2010121715095010

6157-77964733-47086d9c5f38b6885dff2ccb5

5f5aa17-DA-1527-20101217120416959550

RAM SALE NUMBER: 1527
RAM ACCOUNTING DATE: 20101220

INTERNET TRANSMISSION DATE:
2010/12/17

SERIAL NUMBER:
77/964733

Description	Fee Code	Transaction Date	Fee	Number Of Classes	Total Fees Paid
New App	7001	2010/12/17	325	1	325

To: Redbox Automated Retail, LLC (trademarks@ngelaw.com)
Subject: U.S. TRADEMARK APPLICATION NO. 77964733 - FAMILY NIGHT IN - 19638.11T1
Sent: 6/22/2010 5:52:53 PM
Sent As: ECOM107@USPTO.GOV
Attachments: [Attachment - 1](#)
[Attachment - 2](#)

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

APPLICATION SERIAL NO. 77964733

MARK: FAMILY NIGHT IN

77964733

CORRESPONDENT ADDRESS:

JAMES P. MURAFF
NEAL, GERBER & EISENBERG LLP
2 N LASALLE ST STE 1700
CHICAGO, IL 60602-4000

CLICK HERE TO RESPOND TO THIS LETTER:
<http://www.uspto.gov/teas/eTEASpageD.htm>

APPLICANT: Redbox Automated Retail, LLC

CORRESPONDENT'S REFERENCE/DOCKET NO :
19638.11T1

CORRESPONDENT E-MAIL ADDRESS:
trademarks@ngelaw.com

OFFICE ACTION

STRICT DEADLINE TO RESPOND TO THIS LETTER

TO AVOID ABANDONMENT OF APPLICANT'S TRADEMARK APPLICATION, THE USPTO MUST RECEIVE APPLICANT'S COMPLETE RESPONSE TO THIS LETTER **WITHIN 6 MONTHS** OF THE ISSUE/MAILING DATE BELOW.

ISSUE/MAILING DATE: 6/22/2010

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62, 2.65(a); TMEP §§711, 718.03.

SEARCH OF OFFICE'S DATABASE OF MARKS

The Office records have been searched and no similar *registered* mark has been found that would bar registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d). TMEP §704.02. However, please be advised that a potentially conflicting mark in a prior-filed pending application may present a bar to registration.

Information regarding pending Application Serial No. 77935056 is enclosed. The filing date of the referenced application precedes applicant's filing date. There may be a likelihood of confusion between the two marks under Trademark Act Section 2(d), 15 U.S.C. §1052(d). If the referenced application registers, registration may be refused in this case under Section 2(d). 37 C.F.R. §2.83; TMEP §§1208 *et seq.* Therefore, upon entry of a response to this Office action, action on this case may be suspended pending final disposition of the earlier-filed application.

If applicant believes there is no potential conflict between this application and the earlier-filed application, then applicant may present arguments relevant to the issue in a response to this Office action. The election not to submit arguments at this time in no way limits applicant's right to address this issue at a later point.

In the meantime, applicant must address the following informalities:

AMENDMENT OF IDENTIFICATION OF SERVICES REQUIRED

The wording “Automated retail services, namely providing automated retail vending machines featuring entertainment content, media, DVDs, movies and games, for purchase and rental” in the identification of services is indefinite and must be clarified. *See* TMEP §1402.01. Applicant must specify the exact nature of “entertainment content” and “media.” In addition, please note that “rental” services are properly classified according to the subject matter of the goods. Applicant may substitute the following wording, if accurate:

“Entertainment rental services provided through automated vending machines, namely, rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and games,” in International Class 41.

“Automated retail services, namely, providing automated retail vending machines featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and games for purchase,” in International Class 35.

The wording “automated retail services, namely rental and sale of entertainment content, media, DVDs, movies and games” in the identification of services must be amended. The word “sales” in the identification of services is indefinite and must be clarified. *See* TMEP §1402.01. To be a service, an activity must be primarily for the benefit of someone other than the applicant. *See In re Reichhold Chems., Inc.*, 167 USPQ 376, 377 (TTAB 1970). “Sales” or “selling” is not a service rendered for the benefit of others. *See* TMEP §1301.01(a)(ii).

Therefore, applicant must delete “sale(s)” and indicate with greater specificity the nature of the service, e.g., “retail store services featuring ~,” “mail order services featuring ~,” or “on-line retail store services featuring ~.”

As stated above, applicant must also specify the exact nature of “entertainment content” and “media.” In addition, please note that “rental” services are properly classified according to the subject matter of the goods.

The following amendments are recommended:

“Automated retail services, namely, online retail store services featuring DVDs, movies, prerecorded electronic media featuring entertainment content, and games for purchase,” in International Class 35.

“Automated rental of DVDs, movies, prerecorded electronic media featuring entertainment content, and games,” in International Class 41.

Identifications of services can be amended only to clarify or limit the services; adding to or broadening the scope of the services is not permitted. 37 C.F.R. §2.71(a); *see* TMEP §§1402.06 *et seq.*, 1402.07. Therefore, applicant may not amend the identification to include services that are not within the scope of the services set forth in the present identification.

MULTIPLE-CLASS APPLICATION REQUIREMENTS

The application identifies goods and/or services that are classified in at least 2 classes; however, the fees submitted are sufficient for only 1 class(es). In a multiple-class application, a fee for each class is required. 37 C.F.R. §2.86(a)(2); TMEP §§810.01, 1403.01.

Therefore, applicant must either (1) restrict the application to the number of class(es) covered by the fee(s) already paid, or (2) submit the fees for the additional class(es).

The filing fee for adding classes to an application is as follows:

- (1) \$325 per class, when the fees are submitted with a response filed online via the Trademark Electronic Application System (TEAS) at <http://www.uspto.gov/teas/index.html>; or
- (2) \$375 per class, when the fees are submitted with a paper response.

37 C.F.R. §2.6(a)(1)(i)-(a)(1)(ii); TMEP §810.

If applicant has questions about its application or needs assistance in responding to this Office action, please telephone the assigned examining attorney.

/Michelle E. Dubois/
Michelle E. Dubois
Trademark Attorney
U.S. Patent & Trademark Office
Law Office 107
(571) 272-5887

TO RESPOND TO THIS LETTER: Use the Trademark Electronic Application System (TEAS) response form at <http://teasroa.uspto.gov/roa/>. Please wait 48-72 hours from the issue/mailling date before using TEAS, to allow for necessary system updates of the application. For *technical* assistance with online forms, e-mail TEAS@uspto.gov.

WHO MUST SIGN THE RESPONSE: It must be personally signed by (1) an individual applicant; (2) someone with legal authority to bind applicant (i.e., a corporate officer, a general partner, all joint applicants); or (3) an authorized attorney, if one is appointed to represent applicant.

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using Trademark Applications and Registrations Retrieval (TARR) at <http://tarr.uspto.gov/>. Please keep a copy of the complete TARR screen. If TARR shows no change for more than six months, call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at <http://www.uspto.gov/teas/eTEASpageE.htm>.

DESIGN MARK

Serial Number

77935056

Status

PUBLICATION/ISSUE REVIEW COMPLETE

Word Mark

FAMILY CIRCLE'S FAMILY NIGHT IN

Standard Character Mark

Yes

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Meredith Corporation CORPORATION IOWA 1716 Locust Street Des Moines
IOWA 50309

Goods/Services

Class Status -- ACTIVE. IC 041. US 100 101 107. G & S:
Entertainment, namely, sweepstakes.

Prior Registration(s)

0858969;1556771;2438649;AND OTHERS

Filing Date

2010/02/12

Examining Attorney

PARKER, JUSTINE D.

Attorney of Record

Mark Lerner

FAMILY CIRCLE'S FAMILY NIGHT IN

To: Redbox Automated Retail, LLC (trademarks@ngelaw.com)
Subject: U.S. TRADEMARK APPLICATION NO. 77964733 - FAMILY NIGHT IN - 19638.11T1
Sent: 6/22/2010 5:52:56 PM
Sent As: ECOM107@USPTO.GOV
Attachments:

IMPORTANT NOTICE REGARDING YOUR TRADEMARK APPLICATION

Your trademark application (Serial No. 77964733) has been reviewed. The examining attorney assigned by the United States Patent and Trademark Office (“USPTO”) has written a letter (an “Office action”) on **6/22/2010** to which you must respond (*unless the Office letter specifically states that no response is required*). Please follow these steps:

1. **Read** the Office letter by clicking on this [link](http://tmportal.uspto.gov/external/portal/tow?DDA=Y&serial_number=77964733&doc_type=OOA&mail_date=20100622) **OR** go to <http://tmportal.uspto.gov/external/portal/tow> and enter your serial number to access the Office letter. If you have difficulty accessing the Office letter, contact TDR@uspto.gov.

PLEASE NOTE: The Office letter may not be immediately available but will be viewable within 24 hours of this e-mail notification.

2. **Contact** the examining attorney who reviewed your application if you have any questions about the content of the Office letter (contact information appears at the end thereof).

3. **Respond** within 6 months, calculated from **6/22/2010** (*or sooner if specified in the Office letter*), using the Trademark Electronic Application System (TEAS) [Response to Office Action form](#). If you have difficulty using TEAS, contact TEAS@uspto.gov.

ALERT:

Failure to file any required response by the applicable deadline will result in the [ABANDONMENT](#) (loss) of your application.

Do NOT hit “Reply” to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses.

*** User:mdubois ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	11026	N/A	0	0	0:01	*fam{ v }l*[bi,ti]
02	53276	N/A	0	0	0:04	*n{"iy"}t*[bi,ti] or *n{"iy"}ght*[bi,ti]
03	241	118	4	86	0:01	1 and 2
04	155634	N/A	0	0	0:04	"in"[bi,ti]
05	21727	N/A	0	0	0:03	*n{"iy"}te*[bi,ti] or *n{"iy"}ght*[bi,ti]
06	969	N/A	0	0	0:01	4 and 5
07	357	179	3	148	0:04	6 and ("009" 035 041 042 a b 200)[ic]
08	628	362	7	5	0:02	sweepstakes[gs] and (movies games)[gs]
09	12	11	1	0	0:01	sweepstakes[gs] and automated[gs]
10	1	0	1	1	0:01	77964733

Session started 6/18/2010 11:15:08 AM

Session finished 6/18/2010 1:20:35 PM

Total search duration 0 minutes 22 seconds

Session duration 125 minutes 27 seconds

Defaut NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 77964733

Trademark/Service Mark Application, Principal Register

Serial Number: 77964733

Filing Date: 03/22/2010

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77964733
MARK INFORMATION	
*MARK	FAMILY NIGHT IN
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	FAMILY NIGHT IN
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Redbox Automated Retail, LLC
INTERNAL ADDRESS	Suite 1200
*STREET	One Tower Lane
*CITY	Oakbrook Terrace
*STATE (Required for U.S. applicants)	Illinois
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	60181
EMAIL ADDRESS	XXXX
LEGAL ENTITY INFORMATION	
TYPE	limited liability company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	Delaware
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL CLASS	041
*IDENTIFICATION	Automated retail services, namely providing automated retail vending machines featuring entertainment content, media, DVDs, movies and games, for purchase and rental; automated retail services, namely rental and sale of entertainment content, media, DVDs, movies and games.
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	James P. Muraff

ATTORNEY DOCKET NUMBER	19638.11T1
FIRM NAME	Neal, Gerber & Eisenberg LLP
INTERNAL ADDRESS	Two North LaSalle Street, Suite 1700
STREET	c/o Trademark Administrator
CITY	Chicago
STATE	Illinois
COUNTRY	United States
ZIP/POSTAL CODE	60602
PHONE	312-269-8000
FAX	312-269-1747
EMAIL ADDRESS	trademarks@ngelaw.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	all other attorneys of the firm
CORRESPONDENCE INFORMATION	
NAME	James P. Muraff
FIRM NAME	Neal, Gerber & Eisenberg LLP
INTERNAL ADDRESS	Two North LaSalle Street, Suite 1700
STREET	c/o Trademark Administrator
CITY	Chicago
STATE	Illinois
COUNTRY	United States
ZIP/POSTAL CODE	60602
PHONE	312-269-8000
FAX	312-269-1747
EMAIL ADDRESS	trademarks@ngelaw.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	325
*TOTAL FEE DUE	325
*TOTAL FEE PAID	325
SIGNATURE INFORMATION	
SIGNATURE	/Frederick W. Stein/
SIGNATORY'S NAME	Frederick W. Stein
SIGNATORY'S POSITION	Vice President and General Counsel
DATE SIGNED	03/19/2010

Trademark/Service Mark Application, Principal Register

Serial Number: 77964733

Filing Date: 03/22/2010

To the Commissioner for Trademarks:

MARK: FAMILY NIGHT IN (Standard Characters, see [mark](#))

The literal element of the mark consists of FAMILY NIGHT IN.

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

The applicant, Redbox Automated Retail, LLC, a limited liability company legally organized under the laws of Delaware, having an address of
Suite 1200,
One Tower Lane
Oakbrook Terrace, Illinois 60181
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, for the following:

International Class 041: Automated retail services, namely providing automated retail vending machines featuring entertainment content, media, DVDs, movies and games, for purchase and rental; automated retail services, namely rental and sale of entertainment content, media, DVDs, movies and games.

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)).

The applicant's current Attorney Information:

James P. Muraff and all other attorneys of the firm of Neal, Gerber & Eisenberg LLP

Two North LaSalle Street, Suite 1700
c/o Trademark Administrator
Chicago, Illinois 60602
United States

The attorney docket/reference number is 19638.11T1.

The applicant's current Correspondence Information:

James P. Muraff
Neal, Gerber & Eisenberg LLP
Two North LaSalle Street, Suite 1700
c/o Trademark Administrator
Chicago, Illinois 60602
312-269-8000(phone)
312-269-1747(fax)
trademarks@ngelaw.com (authorized)

A fee payment in the amount of \$325 has been submitted with the application, representing payment for 1 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: /Frederick W. Stein/ Date Signed: 03/19/2010
Signatory's Name: Frederick W. Stein
Signatory's Position: Vice President and General Counsel

RAM Sale Number: 9057
RAM Accounting Date: 03/22/2010

Serial Number: 77964733
Internet Transmission Date: Mon Mar 22 13:13:05 EDT 2010
TEAS Stamp: USPTO/BAS-XX.XX.XXX.XXX-2010032213130531
8627-77964733-460fb7952749b3680103d3cc75
64fb6e1-DA-9057-20100316130520794131

FAMILY NIGHT IN

FAMILY NIGHT IN